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ARIZONA CORPORATION COMMISSION  
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**BEFORE THE ARIZONA CORPORATION COMMISSION**

IN THE MATTER OF THE APPLICATION ) DOCKET NO. SW-03575A-03-0586  
OF PALO VERDE UTILITIES COMPANY )  
FOR AN EXTENSION OF ITS EXISTING )  
CERTIFICATE OF CONVENIENCE AND )  
NECESSITY. )

IN THE MATTER OF THE APPLICATION ) DOCKET NO. W-03576A-03-0586  
OF SANTA CRUZ WATER COMPANY FOR )  
AN EXTENSION OF ITS EXISTING ) **MOTION FOR LEAVE TO**  
CERTIFICATE OF CONVENIENCE AND ) **INTERVENE**  
NECESSITY. )

Sonoran Utility Services, L.L.C. ("Sonoran") on behalf of 387 Domestic Water Improvement District and 387 Wastewater Improvement District (collectively referred to as the "Districts") by and through their undersigned counsel, hereby moves the Commission pursuant to Arizona Rules of Civil Procedure and Commission Rule A.A.C. R14-3-105, for leave to intervene in the captioned proceeding for the reasons set forth in the attached Memorandum of Points and Authorities.

Respectfully submitted this 25<sup>th</sup> day of August, 2003

SALLQUIST & DRUMMOND, P.C.

Arizona Corporation Commission

**DOCKETED**

AUG 27 2003

DOCKETED BY

By

Richard L. Sallquist  
2525 East Arizona Biltmore Circle, Suite 117  
Phoenix, Arizona 85016  
Attorney for Sonoran Utility Services, L.L.C.

1 **Memorandum of Points and Authorities**

2 1. 387 Domestic Water Improvement District and 387 Wastewater Improvement District  
3 are Arizona municipal corporations duly formed under the laws of Arizona as county  
4 improvement districts. Both Districts were formed on May 21, 2003.

5 2. Owners of certain of the parcels (the "Contested Parcels") that are the subject of this  
6 Application have signed petitions to be included within the respective districts, and have been so  
7 included.

8 3. The Districts have contracted with Sonoran to manage the organization and operation  
9 of the Districts' business within their authorized boundaries under Management Services  
10 Agreements between the Districts and Sonoran, as approved by the Districts on June 25, 2003.

11 4. The Districts have been notified of the subject Application and have been advised that  
12 Sonoran would, pursuant to the Management Services Agreements, seek intervention in the  
13 Application in opposition to the Commission unlawfully issuing a Certificate of Convenience  
14 and Necessity for the Contested Parcels that are within the Districts' boundaries.

15 5. The Wastewater Improvement District has received approval of our amendment to its  
16 "CAAG 208" plan pursuant to which it will provide wastewater utility service to the Contested  
17 Parcels. The Districts have also received requests from property owners within that extended  
18 208 area to provide water and wastewater service. Those properties are adjacent to the Districts'  
19 existing boundaries and will be annexed into the Districts upon completion of those formalities.

20 6. The Contested Parcels constitute a significant portion of the Districts' authorized area  
21 of operation and any attack, or apparent attack, on the Districts' authority to serve those areas  
22 will materially and adversely impact on the Districts' operating economics, on the water and  
23

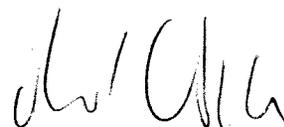
1 wastewater members, and on Sonoran's contract with the Districts. The Districts and Sonoran  
2 are ready, willing and able to provide water and wastewater service to the Contested Parcels.

3 7. Sonoran's (and the Districts') interests are directly and substantially affected by these  
4 proceedings. Those interests in this matter are not represented by any other party or intervener in  
5 this proceeding. The requested intervention will not unduly broaden the issues heretofore  
6 presented, except on leave of the Commission first had and received.

7 WHEREFORE, in view of the foregoing, Sonoran respectfully requests that the  
8 Commission grant Sonoran's request for leave to intervene in the instant proceeding, and that  
9 Sonoran be accorded the full status of an intervener under the Commission's Rules and  
10 Regulations.

11 Respectfully submitted this 27<sup>th</sup> day of August, 2003.

12 SALLQUIST & DRUMMOND, P.C.

13  
14 By 

15 Richard L. Sallquist  
16 2525 East Arizona Biltmore Circle, Suite 117  
17 Phoenix, Arizona 85016  
18 Attorney for Sonoran Utility Services, L.L.C.

19 Original and 15 copies of the  
20 foregoing filed this 27 day  
21 of August, 2003, with:

22 Docket Control  
23 Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

Copies of the foregoing filed this  
27 day of August, 2003, to:

Dwight Nodes  
Administrative Law Judge

1 Arizona Corporation Commission  
1200 West Washington  
2 Phoenix, Arizona 85007

3 Jay Shapiro  
Fennemore Craig  
4 3003 N. Central Ave., Suite 2600  
Phoenix, Arizona 85012

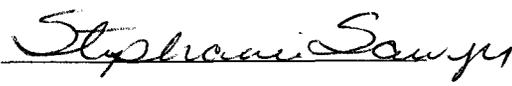
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