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06

ARIZONA CORPORATION COMMISSION

June 9, 2004

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2004 JUN -9 P 2:22  
AZ CORP COMMISSION  
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Mr. Earl M. Hasbrouck  
P.O. Box 1034  
Ash Fork, AZ 86320-1034

Re: Your letter dated June 2, 2004 to Commissioner Jeff Hatch-Miller  
Ash Fork Water Service, Docket No. W-01004B-03-0722

Dear Mr. Hasbrouck:

I am in receipt of your letter to Commissioner Hatch-Miller. Referenced in and included with the letter is a series of questions which purport to be "Intervenor Interrogatories" to Commissioner Hatch-Miller.

This letter is intended to advise you that Commissioner Hatch-Miller is not a Party to the proceedings, and that submittal of interrogatories to the Commissioner is improper. Commissioner Hatch-Miller, as well as each of the other Commissioners, is charged with the task of deciding the case submitted by Ash Fork Water and will be determining what are just and reasonable rates for the utility to charge. The role of decision-maker does not equate with participation in the proceeding. Accordingly, I have instructed Commissioner Hatch-Miller to refrain from responding to your letter or the purported "Interrogatories."

I hope you find the explanation of this situation helpful. As I have previously advised, your ability to participate effectively in Commission proceedings would be greatly enhanced if you sought the advice and assistance of legal counsel.

Sincerely,

Christopher C. Kempley  
Chief Counsel

Arizona Corporation Commission

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CCK:nrr

JUN - 9 2004

cc: Commissioner Jeff Hatch-Miller  
Docket Control (original and 13 copies)  
Mr. Lewis Hume, Mgr., Ash Fork Water Service

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