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Arizona Corporation Commission

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BEFORE THE ARIZONA CORPORATION COMMISSION

JUN 09 2000

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2 CARL J. KUNASEK
CHAIRMAN
3 JIM IRVIN
COMMISSIONER
4 WILLIAM A. MUNDELL
COMMISSIONER

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AZ CORP COMMISSION
DOCUMENT CONTROL

5
6 IN THE MATTER OF THE APPLICATION OF
MOUNTAIN GLEN WATER SERVICE, INC. FOR
7 A CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE WATER SERVICE.

DOCKET NOS. W-01894A-00-0289
W-03875A-00-0289

PROCEDURAL ORDER

8 **BY THE COMMISSION:**

9 On May 1, 2000, Mountain Glen Water Service, Inc. ("Applicant") filed an application for
10 approval of a Certificate of Convenience and Necessity ("Certificate") to provide water service for
11 property located in Navajo County, Arizona. Currently, Applicant has not received a Certificate of
12 Incorporation from the Arizona Corporation Commission ("Commission") Corporation's Division.

13 On May 30, 2000, the Commission's Utilities Division ("Staff") filed its Sufficiency Letter
14 indicating that the Applicant has met the sufficiency requirements of R14-2-402C. Accordingly, the
15 matter should be set for hearing.

16 IT IS THEREFORE ORDERED that the hearing in the above-captioned matter shall be held
17 on September 20, 2000, at 1:00 p.m. or as soon thereafter as is practical, at the Commission's offices,
18 1200 Washington Street, Phoenix, Arizona.

19 IT IS FURTHER ORDERED that Applicant shall serve public notice of the hearing in this
20 matter, in the following form and style:

21 **PUBLIC NOTICE OF HEARING ON APPLICATION FOR**
22 **MOUNTAIN GLEN WATER SERVICE FOR A**
23 **CERTIFICATE OF CONVENIENCE**
AND NECESSITY IN THE STATE OF ARIZONA

24 On May 1, 2000, Mountain Glen Water Service ("Applicant") filed an
25 application for approval of a Certificate of Convenience and Necessity ("Certificate")
26 to provide water service. If the application is granted, Applicant would be the
27 exclusive provider of water service to the proposed area. The Applicant will be
28 required by the Commission to provide these services under the rates and charges and
terms and conditions established by the Commission. The granting of the application
would not necessarily prohibit an individual from providing service to that
individual's property from an individually-owned well on that individual's property.

1 The application is available for inspection during regular business hours at the
2 offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix,
Arizona and at the Applicant's offices, [insert applicant's addresses].

3 The Commission will hold a hearing on this matter on September 20, 2000 at
4 1:00 p.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West
5 Washington Street, Phoenix, Arizona. As a property owner or customer you may have
6 the right to intervene in the proceeding. If you do not want to intervene, you may
7 appear at the hearing and make a statement on your own behalf. Intervention shall be
permitted to any person entitled by law to intervene and having a direct and substantial
interest in the matter. Persons desiring to intervene must file a written notice to
intervene with the Commission, which motion should be sent to the Applicant or its
counsel and to all parties of record, and which, at the minimum, shall contain the
following:

- 8 1. The name, address, and telephone number of the proposed intervenor
9 and of any party upon whom service of documents is to be made if
different than the intervenor.
- 10 2. A short statement of the proposed intervenor's interest in the
11 proceeding (e.g., a customer of the Applicant, a shareholder or member
of the Applicant, etc.)
- 12 3. A statement certifying that a copy of the motion to intervene has been
13 mailed to the Company or its counsel and to all parties of record in the
case.

14 The granting of motions to intervene shall be governed by A.A.C. R14-3-105,
15 except that all motions to intervene must be filed on or before July 28, 2000 by 12
16 noon. The granting of intervention, among other things, entitles a party to present
17 sworn evidence at hearing and to cross-examine other witnesses. However failure to
intervene will not preclude any customer from appearing at the hearing and making a
statement on such customer's own behalf. However, you will not receive any further
notice of the proceeding unless requested by you.

18 If you have any questions or concerns about this application or have any
19 objections to its approval, or wish to make a statement in support of it, you may write
20 the Consumer Services Section of the Commission at 1200 West Washington Street,
Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make
comment.

21 The Commission does not discriminate on the basis of disability in admission to
22 its public meetings. Persons with a disability may request a reasonable accommodation
23 such as a sign language interpreter, as well as request this document in an alternative
24 format, by contacting Cynthia Mercurio-Sandoval, ADA Coordinator, voice phone
number 602/542-0838, E-mail csandoval@cc.state.az.us. Requests should be made as
early as possible to allow time to arrange the accommodation.

25 IT IS FURTHER ORDERED that Applicant shall mail to all of its proposed customers and
26 property owners in the requested certificate area a copy of this notice by first-class U.S. Mail, to
27 begin as soon as possible and to be completed on or before July 7, 2000.

1 IT IS FURTHER ORDERED that Applicant shall file certifications of mailing as soon as
2 practicable after the mailing has been completed but no later than July 28, 2000 by 12 noon.

3 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing,
4 notwithstanding the failure of an individual customer to read or receive the notice.

5 IT IS FURTHER ORDERED that Applicant shall file with the Commission a Certificate of
6 Incorporation by July 28, 2000.

7 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,
8 except that all motions to intervene must be filed on or before July 28, 2000 by 12 noon.

9 IT IS FURTHER ORDERED that Staff shall file its Staff Report in this matter by September
10 1, 2000.

11 IT IS FURTHER ORDERED that responses by the Applicant, if any, to Staff's Report or
12 Intervenor testimony shall be filed no later than September 15, 2000 by 12 noon.

13 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
14 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

15 DATED this 9th day of June, 2000.

16 
17 ALICIA GRANTHAM
18 ADMINISTRATIVE LAW JUDGE

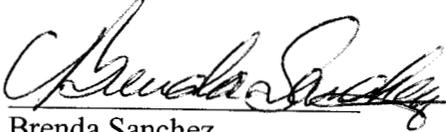
19 Copies of the foregoing mailed
this 9th day of June, 2000 to:

20 William James Parker
21 MOUNTAIN GLEN WATER SERVICE
22 P.O. Box 897
Clay Springs, Arizona 85923

23 Lyn Farmer, Chief Counsel
24 Legal Division
ARIZONA CORPORATION COMMISSION
25 1200 West Washington Street
Phoenix, Arizona 85007

26 Deborah Scott, Director
27 Utilities Division
ARIZONA CORPORATION COMMISSION
28 1200 West Washington Street
Phoenix, Arizona 85007

1 ARIZONA REPORTING SERVICE, INC.
2 2627 N. Third Street, Suite Three
3 Phoenix, Arizona 85004-1104

4 By: 
5 Brenda Sanchez
6 Secretary to Alicia Grantham
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