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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

DOCKETED

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MARC SPITZER, Chairman  
WILLIAM A. MUNDELL  
JEFF HATCH-MILLER  
MIKE GLEASON  
KRISTIN K. MAYES

JAN 21 2004

DOCKETED BY

AZ CORP COMMISSION  
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF  
MOUNT TIPTON WATER COMPANY, INC. FOR  
A RATE INCREASE

DOCKET NO. W-02105A-03-0303

PROCEDURAL ORDER

BY THE COMMISSION:

On May 13, 2003, Mount Tipton Water Company, Inc. ("Company") filed the above-captioned rate application with the Arizona Corporation Commission ("Commission").

The Commission's Utilities Division Staff ("Staff") found the application sufficient on September 8, 2003.

By Procedural Order issued September 22, 2003, the above-captioned matter was set for hearing to commence on March 25, 2004.

On November 26, 2003, a letter from the Dolan Springs Chamber of Commerce was filed in this docket requesting that the hearing on this application be held in Dolan Springs.

There has been no response filed objecting to the request.

On January 6, 2004, Staff filed a Request for Extension of Time. Staff states that personnel changes at the Company have made the Company's responses to Staff's data requests neither timely nor complete; that some of the Company's records have been provided to Staff in a non-traditional format; and that Staff recently received new engineering information from the Company that Staff needs additional time to process. Staff requests a 60 day extension of time.

There has been no response filed objecting to Staff's request. Under the circumstances, the requests are reasonable and should be granted. The hearing date will therefore be continued as set forth below, with the timeclock in this matter extended accordingly, and the location of the hearing will be moved to Dolan Springs.

1 IT IS THEREFORE ORDERED that the hearing scheduled to commence on March 24, 2004  
2 is hereby continued, to commence on **June 9, 2004, at 10:00 a.m., at Dolan Springs Community**  
3 **Hall, Intersection of Pierce Ferry Road and Edgemont Road, Dolan Springs, Arizona 86441.**  
4 Public comments will be taken at the commencement of the hearing.

5 IT IS FURTHER ORDERED that **public comment will also be taken on March 25, 2004,**  
6 **at 10:00 a.m. at the Commission's Phoenix offices,** the time and place previously scheduled for the  
7 hearing in this matter, as the Company's customers have already been notified of that hearing date  
8 and location.

9 IT IS FURTHER ORDERED that Mount Tipton Water Company, Inc. shall notify its  
10 customers of the new hearing date and location by means of an insert in its next regularly scheduled  
11 billing.

12 IT IS FURTHER ORDERED that the timeclock in this matter is hereby extended by a period  
13 of 78 days.

14 IT IS FURTHER ORDERED that the Staff Report and/or any direct testimony and associated  
15 exhibits to be presented at hearing on behalf of Staff or intervenors shall be reduced to writing and  
16 filed on or before April 16, 2004.

17 IT IS FURTHER ORDERED that any rebuttal testimony and associated exhibits to be  
18 presented at hearing by the Company shall be reduced to writing and filed on or before May 14,  
19 2004.

20 IT IS FURTHER ORDERED that any surrebuttal testimony and associated exhibits to be  
21 presented by the Staff and/or intervenors shall be reduced to writing and filed on or before May 28,  
22 2004.

23 IT IS FURTHER ORDERED that any rejoinder testimony and associated exhibits to be  
24 presented at the hearing shall be presented orally at the hearing.

25 IT IS FURTHER ORDERED that any objections to any testimony or exhibits which have  
26 been prefiled as of May 28, 2004, shall be made on or before June 4, 2004.

27 IT IS FURTHER ORDERED that any substantive corrections, revisions, or supplements to  
28 pre-filed testimony shall be reduced to writing and filed no later than five days before the witness is

1 scheduled to testify.

2 IT IS FURTHER ORDERED that the time periods specified herein shall not be extended  
3 pursuant to Rule 6(a) or (e) of the Rules of Civil Procedure.

4 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized  
5 Communications) applies to this proceeding and shall remain in effect until the Commission's  
6 Decision in this matter is final and non-appealable.

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

9 DATED this 21<sup>st</sup> day of January, 2004.

10  
11  
12   
13 TEENA WOLFE  
14 ADMINISTRATIVE LAW JUDGE

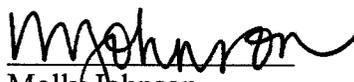
13 Copies of the foregoing mailed  
14 this 21 day of January, 2004 to:

15 Mount Tipton Water Company, Inc.  
16 P.O. Box 38  
17 15695 Ironwood Drive  
18 Dolan Springs, AZ 86441

18 Christopher Kempley, Chief Counsel  
19 Legal Division  
20 ARIZONA CORPORATION COMMISSION  
21 1200 W. Washington Street  
22 Phoenix, Arizona 85007

21 Ernest Johnson, Director  
22 Utilities Division  
23 ARIZONA CORPORATION COMMISSION  
24 1200 W. Washington Street  
25 Phoenix, Arizona 85007

24 Arizona Reporting Service, Inc.  
25 2627 N. Third Street, Suite Three  
26 Phoenix, Arizona 85004-1103

26 By:   
27 Molly Johnson  
28 Secretary to Teena Wolfe