

ORIGINAL



0000011587

Arizona Corporation Commission

DOCKETED RECEIVED

AUG 19 2003

2003 AUG 19 P 4: 22

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

FENNEMORE CRAIG  
Jay L. Shapiro (No. 014650)  
Patrick J. Black (No. 017141)  
3003 N. Central Ave.  
Suite 2600  
Phoenix, Arizona 85012  
Attorneys for Pine Water Company, Inc.

DOCKETED BY *CAF*

ARIZONA CORP COMMISSION  
DOCUMENT CONTROL

**BEFORE THE ARIZONA CORPORATION COMMISSION**

IN THE MATTER OF THE  
APPLICATION OF PINE WATER  
COMPANY FOR A DETERMINATION  
OF THE CURRENT FAIR VALUE OF ITS  
UTILITY PLANT AND PROPERTY AND  
FOR INCREASES IN ITS RATES AND  
CHARGES BASED THEREON FOR  
UTILITY SERVICE AND FOR  
APPROVAL TO INCUR LONG-TERM  
DEBT

DOCKET NO: W-03512A-03-0279\_

**NOTICE OF COMPLIANCE  
CONCERNING CUSTOMER NOTICE**

In accordance with June 10, 2003 Procedural Order governing the above-captioned docket, Pine Water Company ("Applicant") hereby submit the following evidence of compliance concerning notice to customers and public notice:

1. Affidavit of Mistie Jared dated August 15, 2003, acknowledging that the customers have been notified of the public hearing on the above referenced matters via U.S. Postal Mail.

See Exhibit 1.

2. Copy of the Customer Notice. See Exhibit 2.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

RESPECTFULLY SUBMITTED this 19<sup>th</sup> day of August, 2003.

FENNEMORE CRAIG

By 

Jay L. Shapiro  
Patrick J. Black  
3003 North Central Avenue  
Suite 2600  
Phoenix, Arizona 85012  
Attorneys for Pine Water  
Water Company

Original and 13 copies were filed  
this 19<sup>th</sup> day of August, 2003, to:

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

A copy of the foregoing  
was hand-delivered this  
17<sup>th</sup> day of August, 2003, to:

Dwight D. Nodes, Assistant Administrative Law Judge  
Hearing Division  
Arizona Corporation Commission  
1200 W. Washington St.  
Phoenix, AZ 85007

Christopher Kempley  
Gary H. Horton  
Legal Division  
Arizona Corporation Commission  
1200 W. Washington St.  
Phoenix, AZ 85007

Ernest Johnson, Director  
Utilities Division  
Arizona Corporation Commission  
1200 W. Washington St.  
Phoenix, AZ 85007

1 A copy of the foregoing was mailed  
2 this 19<sup>th</sup> day of August, 2003, to:

3 John O. Breninger  
4 P.O. Box 2096  
5 3475 Whispering Pines Road  
6 Pine, AZ 85544-2096

7 By: *Glennie Rubben*

8  
9 1452056/75206.006

10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

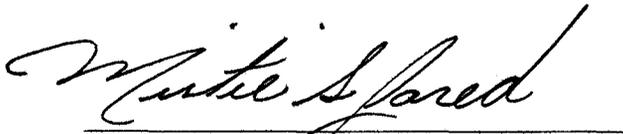
# **EXHIBIT 1**

**Brooke Utilities, Inc.**

P. O. Box 82218 • Bakersfield, California 93380-2218  
Customer Call Center • P.O. Box 9016 • San Dimas, California 91773-9016 • (800) 270-6084

August 15, 2003

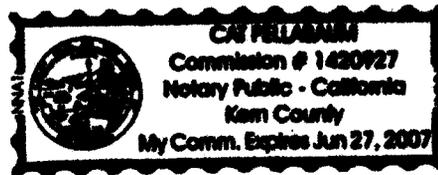
I, **Mistie S. Jared**, acknowledge the *PUBLIC NOTICE FOR HEARING ON THE RATE AND FINANCE APPLICATION OF PINE WATER COMPANY, DOCKET NO. W-03512A-03-0279*, pursuant to Arizona Corporation Commission Number 65914, was issued to Pine Water Co., Inc customers via U.S. mail on August 13, 2003.

  
Mistie S. Jared

State of California     )  
  SS  
County of Kern         )

Subscribed and sworn to (or affirmed) before me  
This 15<sup>th</sup> day of August 2003, by Mistie S. Jared

  
Notary Public



## **EXHIBIT 2**

**PUBLIC NOTICE FOR HEARING ON THE RATE AND FINANCE**  
**APPLICATION OF PINE WATER COMPANY**  
**DOCKET NO. W-03512A-03-0279**

On May 1, 2003, Pine Water Company ("Company") filed an application with the Arizona Corporation Commission ("Commission") for an increase of approximately 41 percent over adjusted test year revenues. The actual percentage rate increase for individual customers will vary depending upon the type and quantity of service provided. The Company also seeks authority to incur long-term indebtedness in the amount of \$178,000.00. Copies of the Company's application and proposed tariffs are available at its office and the Commission's offices for public inspection during regular business hours.

The Commission will hold a hearing on this matter beginning **December 15, 2003 at 10:00am**, at the Commission's Phoenix office, 1200 West Washington Street, Phoenix Arizona. Public comments will be taken at the commencement of the hearing.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. 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 motion to intervene with the Commission, which motion should be sent to the Company or its counsel and to all parties of record, and which, at the minimum, shall contain the following:

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

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before October 15, 2003. The granting of intervention, among other things, entitles a party to present 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.

If you have any questions or concerns about this application or have any objections to its approval, or wish to make a statement in support of it, you may write the Consumer Service 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.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Shelly M. Hood, ADA Coordinator, voice phone number 602/542-3931, E-mail [shood@cc.state.az.us](mailto:shood@cc.state.az.us). Requests should be made as early as possible to allow time to arrange the accommodation.