



0000011646

25 A

ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION

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
27
28

WILLIAM A. MUNDEN
CHAIRMAN

JIM IRVIN
COMMISSIONER

MARC SPITZER
COMMISSIONER

JAN 25 2001
DOCKETED BY
JM

RECEIVED
2001 JAN 25 A 10:51
ARIZONA CORPORATION COMMISSION

IN THE MATTER OF FILING BY ARIZONA
WATER COMPANY OF PROPOSED TARIFF NO.
TE-264, TREATED EFFLUENT SERVICE.

DOCKET NO. W-01445A-00-0319

**PROCEDURAL ORDER FOR
ADMINISTRATIVE CLOSURE**

BY THE COMMISSION:

On June 1, 2000, the City of Casa Grande ("Casa Grande") filed a Motion ("Motion") to Intervene in the Matter of the Filing by Arizona Water Company ("Arizona Water") of Proposed Tariff No. TE-264, Treated Effluent Service. On the same date, June 1, 2000, Casa Grande filed an Objection to Proposed Tariff.

Staff of the Arizona Corporation Commission ("Staff") filed a Staff Report on August 8, 2000. Arizona Water filed its Response on August 23, 2000, as did Casa Grande.

On August 31, 2000, Arizona Water filed a Request for hearing on this matter.

Our September 14, 2000 Procedural Order set a hearing to commence on October 17, 2000 at 10:00 a.m. at the Commission's offices in Phoenix, Arizona. Arizona Water discovered a conflict with its witness' availability on that date. Our October 10, 2000 Procedural Order continued the matter; however, public comment was still taken on October 17, 2000. Our October 17, 2000 Procedural Order set the hearing to commence on November 3, 2000 at 10:00 a.m. at the Commission's offices in Phoenix, Arizona with a pre-hearing conference to commence at 10:00 a.m. on October 30, 2000.

Staff subsequently discovered its witness would be out of town on the hearing date. At the October 30, 2000 pre-hearing conference, all parties agreed that the hearing would be continued until December 14, 2000 at 10:00 a.m. with a pre-hearing conference to be held on December 11, 2000 at 2:00 p.m.

On November 28, 2000, Arizona Water filed a Notice of Withdrawal.

On December 1, 2000, Casa Grande filed a Request for Award of Attorneys Fees and an

1 Order Barring Arizona Water from Serving Effluent ("Request").

2 On December 12, 2000, Arizona Water filed a Response opposed to Casa Grande's Request.

3 On December 14, 2000, Casa Grande filed a Response acquiescing to the closure of the
4 docket as long as the closure is without prejudice to Casa Grande's Request.

5 IT IS THEREFORE ORDERED that this matter shall be dismissed and the docket
6 administratively closed.

7 IT IS FURTHER ORDERED that Casa Grande's Request for Attorney's Fees is hereby
8 denied.

9 IT IS FURTHER ORDERED that Casa Grande's Request for an Order Barring Arizona
10 Water from Serving Effluent is hereby denied.

11 DATED this 25th day of January, 2001.

12
13 
14 _____
15 STEPHEN GIBELLI
ADMINISTRATIVE LAW JUDGE

16 Copies of the foregoing mailed/delivered
17 this 25th day of January, 2001 to:

18 Robert W. Geake, Vice President
19 ARIZONA WATER COMPANY
3805 N. Black Canyon Hwy.
Phoenix, Arizona 85015

20 Steven A. Hirsch
21 Jill Harrison
22 BRYAN CAVE LLP
Two North Central Avenue, Suite 2200
Phoenix, Arizona 85004-4406
Attorneys for Arizona Water Company

23 Kay Bigelow
24 Casa Grande City Attorney
510 E. Florence Blvd.
25 Casa Grande, Arizona 85222-4100

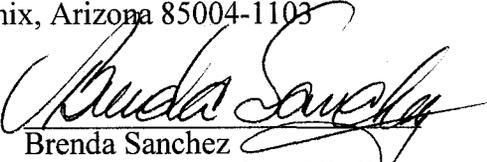
26 Thomas K. Irvine
27 Ellen Van Riper
Irvine Van Riper P A
1419 N. Third Street, Suite 100
Phoenix, Arizona 85004
28 Attorneys for City of Casa Grande

1 J. Dee Flake
2 P.O. Box 1042
3 Globe, Arizona 85502

4 Christopher Kempley, Chief Counsel
5 Legal Division
6 ARIZONA CORPORATION COMMISSION
7 1200 West Washington Street
8 Phoenix, Arizona 85007

9 Deborah Scott, Director
10 Utilities Division
11 ARIZONA CORPORATION COMMISSION
12 1200 West Washington Street
13 Phoenix, Arizona 85007

14 Arizona Reporting Service, Inc.
15 2627 N. Third Street, Suite Three
16 Phoenix, Arizona 85004-1103

17 By: 
18 Brenda Sanchez
19 Secretary to Stephen Gibelli
20
21
22
23
24
25
26
27
28