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Arizona Corporation Commission  
Docket Control Center  
1200 West Washington Street  
Phoenix, AZ 85007-2996

AZ CORP COMMISSION  
DOCUMENT CONTROL  
Arizona Corporation Commission  
**DOCKETED**

NOV 21 2000

DOCKETED BY  
[Signature]

**Re: *In the Matter of the Joint Application Between Citizens Utilities Company and Cap Rock Energy Corporation for the Approval of the Sale of Certain Electric Utility Properties in Arizona and the Transfer of the Certificate of Convenience and Necessity from Citizens to Cap Rock***  
**Docket Nos.: E-01032A-00-0163, E-01032B-00-0163, E-01032C-00-0163, E-03851A-00-0163**

Dear Docket Control Center:

Enclosed please find the original and 10 copies of the Clarifying Motion Requesting Continued Suspension of Proceedings in the above-referenced matter.

Very truly yours,

*Natalie L. Hocken*  
Natalie L. Hocken /ERT

Enclosure

159274 v01.SE (3#W@01!.DOC)  
11/16/00 1:36 PM (26601.0001)

BEFORE THE ARIZONA CORPORATION COMMISSION

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CARL J. KUNASEK  
CHAIRMAN  
JIM IRVIN  
COMMISSIONER  
WILLIAM A. MUNDELL  
COMMISSIONER

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AZ CORP COMMISSION  
DOCUMENT CONTROL

IN THE MATTER OF THE JOINT  
APPLICATION BETWEEN CITIZENS  
UTILITIES COMPANY AND CAP ROCK  
ENERGY CORPORATION FOR THE  
APPROVAL OF THE SALE OF CERTAIN  
ELECTRIC UTILITY PROPERTIES IN  
ARIZONA AND THE TRANSFER OF THE  
CERTIFICATE OF CONVENIENCE AND  
NECESSITY FROM CITIZENS TO CAP  
ROCK

Docket No. E-01032A-00-0163  
Docket No. E-01032B-00-0163  
Docket No. E-01032C-00-0163  
Docket No. E-03851A-00-0163

**CLARIFYING MOTION  
REQUESTING CONTINUED  
SUSPENSION OF PROCEEDINGS**

Pursuant to Procedural Order dated October 17, 2000, Cap Rock and Citizens submit this clarifying motion requesting a continued suspension of the proceedings.

Cap Rock and Citizens have been working diligently on the terms of a revised transaction and have made substantial progress towards a modified transaction; however, Cap Rock and Citizens do not expect to have an amended application ready to be filed for another 30 to 60 days during which time the terms of a revised agreement will be presented for approval to Cap Rock's Board and lender. Cap Rock and Citizens agree to report back on the status of the matter in 30 days, at which time the parties should be able to propose a procedural schedule going forward.

In light of the Commission Staff's concern that the timeclock requirements set forth in A.A.C. R14-2-212.E have been suspended and restarted throughout this proceeding resulting in less time to evaluate and process the application; Cap Rock and Citizens agree to extend

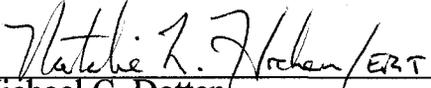
1 the time requirements of A.A.C. R14-2-212.E based on any new procedural schedule to be  
2 adopted in this matter.

3  
4 Cap Rock and Citizens do not believe that their application should be withdrawn at  
5 this time in light of the substantial time and effort invested by the parties to date. Continuing  
6 the suspension will not only benefit Cap Rock and Citizens, but will be beneficial for all  
7 parties in this proceeding because it may preserve some of the time and effort which has  
8 been expended to date on intervening, conducting discovery and drafting testimony.

9  
10 We hereby respectfully request the continued suspension of the above-captioned  
11 matter as proposed herein.

12 Dated: November 16, 2000

Dated: November 16, 2000

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14   
15 Michael C. Dotten  
16 Natalie L. Hocken  
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23 Corporation and Cap Rock Electric  
24 Cooperative, Inc.

  
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**CERTIFICATE OF SERVICE**

Copies of the **CLARIFYING MOTION REQUESTING CONTINUED**

**SUSPENSION OF PROCEEDINGS** were mailed on November 16, 2000 to the following:

Hon. Jerry Rudibaugh  
Chief Administrative Law Judge  
Arizona Corporation Commission  
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DATED: November 16, 2000.

Respectfully submitted,

HELLER EHRMAN WHITE & McAULIFFE LLP

By Eric R. Todderud  
ERIC R. TODDERUD

159048 v02.SE (3#Q002!.DOC)  
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