

ORIGINAL



0000012896

RECEIVED
BEFORE THE ARIZONA CORPORATION COMMISSION
Arizona Corporation Commission

254m

COMMISSIONERS

2004 NOV - 1 P 1:37

DOCKETED

NOV - 1 2004

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

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY

IN THE MATTER OF:

DOCKET NO. W-01445A-04-0622

RICHARD N. CORROW

Complainant,

vs.

ARIZONA WATER COMPANY,

Respondent.

PROCEDURAL ORDER

BY THE COMMISSION:

On August 26, 2004, Richard N. Corrow ("Complainant") filed with the Arizona Corporation Commission ("Commission") a Complaint against Arizona Water Company ("AWC" or "Respondent").

On September 20, AWC filed an Answer to the Complaint.

On September 22, 2004, by Procedural Order, a pre-hearing conference was scheduled on October 14, 2004.

On October 14, 2004, Complainant appeared on his own behalf and AWC appeared with counsel. The Commission's Utilities Division ("Staff") was present for purposes of observation and to encourage settlement of the Complaint. After discussions between the parties, it does not appear that a resolution has been reached.

On October 25, 2004, by Procedural Order, a hearing was scheduled on November 22, 2004.

On October 29, 2004, AWC filed a Motion to Continue ("Motion") the proceeding stating that the Company's principal witness would be on vacation.

On November 1, 2004, the Complainant filed a Response strongly objecting to AWC's Motion.

Under the circumstances, AWC's Motion should be denied. Its witness may appear

1 telephonically, if Respondent wishes to call him.

2 IT IS THEREFORE ORDERED that Respondent's Motion is hereby denied.

3 IT IS FURTHER ORDERED that Respondent contact Molly Johnson of the Hearing Division
4 no later than seven days prior to the hearing for instructions for their witness' appearance if he is to
5 appear telephonically.

6 Dated this 1ST day of November, 2004.

7
8 
9 _____
10 MARC E. STERN
ADMINISTRATIVE LAW JUDGE

11 Copies of the foregoing mailed/delivered
12 this ~~14~~ day of November, 2004 to:

12 Richard N. Corrow
13 303 S. Prospector's Road
Apache Junction, AZ 85219

14 Robert W. Geake
15 ARIZONA WATER COMPANY
16 P.O. Box 29006
Phoenix, AZ 85038-9006

17 Christopher Kempley, Chief Counsel
18 Legal Division
ARIZONA CORPORATION COMMISSION
19 1200 West Washington Street
Phoenix, AZ 85007

20 Ernest Johnson, Director
21 Utilities Division
ARIZONA CORPORATION COMMISSION
22 1200 West Washington Street
Phoenix, AZ 85007

23
24 By: 
25 Molly Johnson
26 Secretary to Marc E. Stern
27
28