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BEFORE THE ARIZONA CORPORATION COMMISSION

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

AZ CORP COMMISSION
DOCUMENT CONTROL

Arizona Corporation Commission

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IN THE MATTER OF THE
APPLICATION ARIZONA UTILITY
SUPPLY & SERVICES, LLC, FOR THE
TRANSFER OF A PORTION OF ITS
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO JOHNSON UTILITIES,
L.L.C.

Docket No. SW-04002A-02-0837
WS-02987A-02-0837
SW-04002A-04-0465
WS-02987A-04-0465

MOTION TO WITHDRAW AS COUNSEL

Jennings, Strouss & Salmon, P.L.C. moves to withdraw as counsel of record for RS Investments, LLC in the above-captioned matter. The specific reasons for this motions are confidential under Arizona Ethical Rule 1.6 (Rule 42, Arizona Rule of the Supreme Court) and thus cannot be disclosed in this motion. RS Investments, LLC has not waived its confidentiality pursuant to ER 1.6.

RS Investments, LLC, through its principal, Roger Sefzik, has informed counsel that it consents to this firm's withdrawal. Jennings, Strouss & Salmon, P.L.C. believes, based on its best efforts at communication, that RS Investments, LLC will not be

1 prejudiced by its withdrawal at this time.

2 DATED this 19th day of November, 2004.

3 JENNINGS, STROUSS & SALMON, P.L.C.
4

5
6 By  _____

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10 Phoenix, AZ 85004-2385
11 Telephone: (602) 262-5862

12 ORIGINAL and 19 copies of the
13 foregoing hand-delivered this
14 19th day of November, 2004, to:

15 Docket Control
16 1200 W. Washington
17 Phoenix, AZ 85007

18 COPIES of the foregoing mailed
19 this 19th day of November, 2004, to:

20 Roger Sefzik (Via Facsimile and Regular Mail)
21 P. O. Box 17
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23 Maurice Lee
24 Arizona Utility Supply & Services, LLC
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26 Phoenix, AZ 85050

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11 Assistant Chief Administrative Law Judge
12 ARIZONA CORPORATION COMMISSION
13 1200 W. Washington Street
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14 Christopher Kempley, Chief Counsel
15 Legal Division
16 ARIZONA CORPORATION COMMISSION
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18 Ernest Johnson, Director
19 Utilities Division
20 ARIZONA CORPORATION COMMISSION
21 1200 West Washington Street
22 Phoenix, Arizona 85007

21 ARIZONA REPORTING SERVICE
22 2627 North Third Street, Suite Three
23 Phoenix, AZ 85004

24
25 By 
26

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 MARC SPITZER,
3 CHAIRMAN
4 WILLIAM A. MUNDELL,
5 COMMISSIONER
6 JEFF HATCH-MILLER,
7 COMMISSIONER
8 MIKE GLEASON,
9 COMMISSIONER
10 KRISTIN K. MAYES
11 COMMISSIONER

12 IN THE MATTER OF THE
13 APPLICATION ARIZONA UTILITY
14 SUPPLY & SERVICES, LLC, FOR THE
15 TRANSFER OF A PORTION OF ITS
16 CERTIFICATE OF CONVENIENCE AND
17 NECESSITY TO JOHNSON UTILITIES,
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19 **ORDER GRANTING MOTION TO WITHDRAW AS COUNSEL**

20 Pursuant to the foregoing Motion to Withdraw as Counsel, and good cause
21 appearing therefor,

22 IT IS HEREBY ORDERED permitting Jennings, Strouss & Salmon, P.L.C. to
23 withdraw as counsel for RS Investments in the above-captioned matter.

24 DATED this _____ day of _____, 2004.

25 _____

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