

INTERVENTION



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BEFORE THE ARIZONA CORPORATION COMMISSION

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

IN THE MATTER OF THE APPLICATION)
OF JOHNSON UTILITIES L.L.C. AN) DOCKET NO. WS-02987A-04-0869
EXTENSION OF ITS EXISTING)
CERTIFICATE OF CONVENIENCE AND)
NECESSITY FOR WATER SERVICE TO)
AN AREA ENCOMPASSING A PORTION)
OF THE BELLA VISTA DEVELOPMENT)

Arizona Corporation Commission

DOCKETED

JAN 14 2005

**DIVERSIFIED WATER UTILITIES, INC.'S
APPLICATION TO INTERVENE**

DOCKETED BY *CR*

I.

Diversified Water Utilities, Inc. ("Diversified") hereby applies to the Arizona Corporation Commission ("Commission") for an Order granting it leave to intervene in the above-captioned proceeding pursuant to A.A.C. R14-3-105.

II.

Diversified is a public service corporation certificated by the Commission to provide water service in territory adjacent to the area involved in the above-captioned proceeding.

III.

Diversified and Johnson Utilities L.L.C. ("Johnson") were involved in a contested certification proceeding where both sought to extend their certificates to encompass the area involved in the above-captioned meeting. See Decision No. 63690,

1 dated September 4, 2001 (as amended). While the area was left uncertificated by
2 Decision No. 63690 (as amended), Commission Staff and the Administrative Law Judge
3 recommended that the area involved in this application be certificated to Diversified and
4 not to Johnson.

5
6 IV.

7 Prior to Johnson filing its application, Diversified filed an Application to
8 expand its certificate into this area by amending Decision No 63690 or, alternatively, as a
9 new application. See Docket No. W-02859-04-0844.

10 V.

11 Diversified will be directly and substantially affected by a Decision or
12 Order of the Commission in the above-captioned matter; therefore, it is necessary and
13 proper that Diversified's Application to Intervene in the proceeding be granted.

14 VI.

15 The participation of Diversified in the above-captioned matter will not
16 unduly broaden the issues to be presented.

17 VII.

18 The name, mailing address, telephone and facsimile numbers of the persons
19 upon whom service of all documents is to be made is:

20
21 William P. Sullivan, Esq.
22 David M. Lujan, Esq..
23 Curtis, Goodwin, Sullivan,
24 Udall & Schwab, P.L.C.
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RESPECTFULLY SUBMITTED, this 14th day of January, 2005.

CURTIS, GOODWIN, SULLIVAN,
UDALL & SCHWAB, P.L.C..



William P. Sullivan
David M. Lujan
Attorneys for Diversified Water Utilities, Inc.

Original and thirteen copies of
the foregoing filed this 14th day of January, 2005 with:

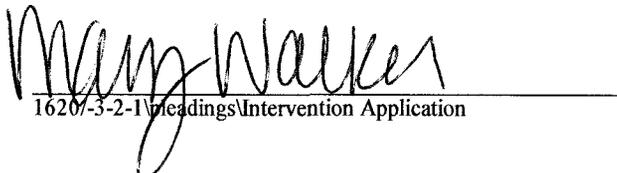
Docket Control Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Copies of the foregoing hand-delivered and/or mailed
this 14th day of January 2005 to:

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16207-3-2-1 Readings/Intervention Application