

**INTERVENTION
ORIGINAL**



0000017749

BEFORE THE ARIZONA CORPORATION COMMISSION

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JEFF HATCH-MILLER

Chairman

2005 APR 26 1P 4:48

Arizona Corporation Commission

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WILLIAM A. MUNDELL

MARC SPITZER

AZ CORP COMMISSION
DOCUMENT CONTROL

APR 26 2005

MIKE GLEASON

KRISTIN K. MAYES

DOCKETED BY	<i>KA</i>
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IN THE MATTER OF THE
APPLICATION OF CAVE CREEK
WATER COMPANY TO EXTEND ITS
CERTIFICATE OF CONVENIENCE
AND NECESSITY.

DOCKET NO. W-01452A-05-0082

**APPLICATION OF TOWN OF CAVE CREEK FOR LEAVE TO
INTERVENE**

I.

Pursuant to Rule R14-3-105 of the Arizona Corporation Commission ("Commission"), Rules of Practice and Procedure, the Town of Cave Creek (the "Town") moves the Commission for an order granting leave to intervene in the above-captioned proceeding.

II.

The Town expects to acquire and take possession of the Cave Creek Water Company utility through a condemnation case filed on April 6, 2005 in Maricopa County Superior Court, Cause No. CV2005-005882. While this case is proceeding, the Town wishes to be fully informed and to protect its interests in the event that any issue is raised at the hearing that would affect its interests.

III.

The granting of intervenor status to the Town will not delay or unduly broaden the issues presented in the proceedings. Although this Application is late-filed by two days, the intervention that is respectfully requested will have no adverse effect on the proceeding. The Town does not plan to offer any evidence. The Town does not object to the extension of the service area sought by the Water Company.

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IV.

The Town requests that all communications in connection with the above-captioned proceedings be directed to:

Marvin S. Cohen, Esq.
Stephen J. Anthony, Esq.
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RESPECTFULLY SUBMITTED this 26th day of April, 2005.

SACKS TIERNEY P.A.

By 
Marvin S. Cohen
Stephen J. Anthony
Attorneys for Town of Cave Creek

ORIGINAL AND 13 COPIES OF THE FOREGOING
FILED this 26 day of April, 2004, with:

Arizona Corporation Commission
Docket Control Center
1200 West Washington
Phoenix, Arizona 85007

COPY OF THE FOREGOING
MAILED this 26 day of April, 2005, to:

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