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BEFORE THE ARIZONA CORPORATION COMMISSION

25HC

COMMISSIONERS

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

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AZ CORP COMMISSION
DOCUMENT CONTROL

Arizona Corporation Commission

DOCKETED

JUN - 7 2005

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IN THE MATTER OF THE APPLICATION OF ARIZONA WATER COMPANY, AN ARIZONA CORPORATION, FOR ADJUSTMENTS TO ITS RATES AND CHARGES FOR UTILITY SERVICE FURNISHED BY ITS WESTERN GROUP AND FOR CERTAIN RELATED APPROVALS.

DOCKET NO. W-01445A-04-0650

SECOND AMENDED
RATE CASE PROCEDURAL ORDER

BY THE COMMISSION:

On September 8, 2004, Arizona Water Company ("AWC" or "Company") filed an application with the Arizona Corporation Commission ("Commission") to adjust its rates and charges for utility service provided by the Applicant's Western Group.

A Procedural Order was issued on November 15, 2005, setting the procedural schedule for the hearing on the application.

On April 12, 2005, a Procedural Order was issued rescheduling the pre-hearing conference in this matter from June 13, 2005 to June 10, 2005; rescheduling the date for the filing of rejoinder testimony from June 9, 2005 to June 8, 2005; and changing the deadline for objections to pre-filed testimony to the new pre-hearing conference date of June 10, 2005.

On May 19, 2005, the Commission's Utilities Division Staff ("Staff") filed a Notice of Settlement Negotiations on the issue of the Company's past, present and future costs associated with its Central Arizona Project water allotments.

On June 6, 2005, AWC, the Residential Utility Consumer Office ("RUCO") and Staff appeared at the request of AWC at a procedural conference, at which AWC requested authority to file its rejoinder testimony on June 10, 2005 by noon. AWC stated that it had contacted counsel for intervenors Pivotal Utility Group and the City of Casa Grande, and had authority to report that those parties were not opposed to the Company's request. AWC explained that its request is prompted by an unforeseen delay in a separate pending proceeding and also by the possibility of reaching a

1 settlement on a large issue in this case. AWC explained that the rejoinder testimony of multiple
2 witnesses might be affected if a settlement is reached.

3 At the procedural conference, RUCO stated that an extension of the date for filing rejoinder
4 testimony without a corresponding continuation of the hearing date would hinder its ability to prepare
5 for the hearing in this proceeding.

6 During the Procedural Conference, the parties agreed to a short continuance of both the pre-
7 hearing conference and the commencement of the hearing, in conjunction with the requested delay in
8 filing rejoinder testimony. RUCO proposed a two day delay of the hearing. A one day delay will be
9 granted at this time. If further continuance of the hearing is required, the parties may request it at the
10 pre-hearing conference.

11 IT IS THEREFORE ORDERED that the **hearing** in this matter shall be continued from June
12 16, 2005 to **June 17, 2005 at 9:30 a.m.** Opening statements by the parties shall be permitted at the
13 commencement of the hearing on that date.

14 IT IS FURTHER ORDERED that **public comment** shall be taken as previously scheduled at
15 **10:00 a.m. on June 16, 2005.**

16 IT IS FURTHER ORDERED that the **pre-hearing conference** currently scheduled for June
17 10, 2005 shall instead be held on **June 16, 2005, immediately following public comment at 10:00**
18 **a.m.**

19 IT IS FURTHER ORDERED that rejoinder testimony and associated exhibits to be presented
20 at the hearing on behalf of the Company shall be reduced to writing and filed before **noon on June**
21 **10, 2005.**

22 IT IS FURTHER ORDERED that any objections to any testimony or exhibits which have
23 been prefiled as of June 10, 2005, shall be made before or at the June 16, 2005 pre-hearing
24 conference.

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1 IT IS FURTHER ORDERED that the Ex Parte Rule applies to this proceeding and shall
2 remain in effect until the Commission's Order in this matter is final and non-appealable.

3 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
4 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

5 Dated this 7th day of June, 2005

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8 
9 TEENA WOLFE
ADMINISTRATIVE LAW JUDGE

10 The foregoing was mailed/delivered
11 this 7th day of June, 2005 to:

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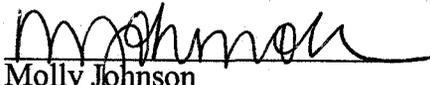
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