

ORIGINAL



0000021209

RECEIVED

SSWC

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

FENNEMORE CRAIG, P.C.  
A Professional Corporation  
Jay L. Shapiro (No. 014650)  
3003 North Central Avenue  
Suite 2600  
Phoenix, Arizona 85012  
Telephone (602) 916-5000

2005 JUN -8 P 2:44

AZ CORP COMMISSION  
DOCUMENT CONTROL

Arizona Corporation Commission

DOCKETED

JUN - 8 2005

Attorneys for Johnson Utilities Company

DOCKETED BY	KA
-------------	----

**BEFORE THE ARIZONA CORPORATION COMMISSION**

IN THE MATTER OF DIVERSIFIED  
WATER UTILITIES, INC. TO EXPAND ITS  
CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO INCLUDE ALL OF  
SECTION 13, 14, 15, 23 AND THAT  
PORTION OF SECTION 16 EAST OF  
RAILROAD TRACKS ALL IN T3S, R8E,  
PINAL COUNTY, ARIZONA.

DOCKET NO. W-02859A-04-0844

IN THE MATTER OF THE APPLICATION  
OF JOHNSON UTILITIES COMPANY FOR  
AN EXTENSION OF ITS EXISTING  
CERTIFICATE OF CONVENIENCE AND  
NECESSITY FOR WATER SERVICE.

DOCKET NO. WS-02987A-04-0869

**APPLICATION OF WITHDRAWAL AS  
COUNSEL**

Pursuant to A.A.C. R14-2-104(E) and the June 3, 2005 Procedural Order, the law firm of Fennemore Craig, P.C. hereby applies for permission to withdraw as counsel to Johnson Utilities in the above-captioned matter. Such withdrawal is necessary and in the public interest because undersigned counsel is not authorized to act on behalf of Johnson Utilities in the above-captioned matter and has been instructed to withdraw as counsel by the Company. Further good cause for permitting the withdrawal exists because Johnson Utilities has already retained Mr. Richard Sallquist and authorized him to appear on the Company's behalf in this proceeding.

The Procedural Order further directs undersigned counsel to explain the reasons for the proposed withdrawal. As stated, the law firm of Fennemore Craig has been instructed by Johnson Utilities to withdraw. The withdrawal as counsel for Johnson Utilities is the result of a mutual decision by the client and the firm. Therefore, it is submitted that no further cause need be shown. In fact, further explanation by undersigned counsel of the reasons for Fennemore Craig's

1 withdrawal as counsel for Johnson Utilities is prohibited by the attorney-client privilege.

2 DATED this 8th day of June, 2005.

FENNEMORE CRAIG, P.C.

By:  \_\_\_\_\_  
Jay L. Shapiro

3  
4  
5  
6 ORIGINAL +15 copies filed this 8th  
7 day of June, 2005:

8 Docket Control  
9 Arizona Corporation Commission  
10 1200 West Washington Street  
11 Phoenix, Arizona 85007

12 COPY delivered this 8th day of June, 2005:

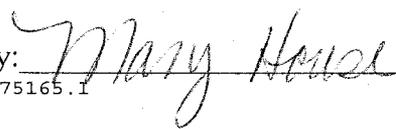
13 Dwight Nodes  
14 Assistant Chief Administrative Law Judge  
15 Arizona Corporation Commission  
16 1200 West Washington Street  
17 Phoenix, Arizona 85007

18 Tim Sabo, Esq., Staff Attorney  
19 Legal Division  
20 Arizona Corporation Commission  
21 1200 West Washington Street  
22 Phoenix, Arizona 85007

23 COPY mailed this 8th day of June, 2005:

24 William P. Sullivan, Esq.  
25 David M. Lujan, Esq.  
26 Curtis, Goodwin, Sullivan, Udall & Schwab  
27 2712 N. 7<sup>th</sup> St.  
28 Phoenix, AZ 85006  
29 Attorneys for Diversified Water Utilities, Inc.

30 Richard Sallquist, Esq.  
31 Sallquist & Drummond, P.C.  
32 4500 S. Lakeshore Dr., Ste. 339  
33 Tempe, AZ 85282

34 By:  \_\_\_\_\_  
35 1675165.I