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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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COMMISSIONERS

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JUN 21 2005

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

AZ CORP COMMISSION
DOCUMENT CONTROL

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

DOCKET NO. WS-02987A-04-0889

PROCEDURAL ORDER

BY THE COMMISSION:

On December 14, 2004, Johnson Utilities Company ("Applicant") filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity to provide wastewater service.

A hearing was held in this matter on April 11, 2005 and, on May 9, 2005, a Recommended Opinion and Order was issued. Pursuant to A.A.C. R14-3-110(B), exceptions were due to be filed by May 18, 2005. The Recommended Order was tentatively scheduled for the May 24 and 25, 2005 Open Meeting agenda.

On May 12, 2005, counsel for Johnson, Jay Shapiro of Fennemore Craig, P.C., filed a Notice of Withdrawal as Counsel of Record. The Notice of Withdrawal stated that Richard Sallquist will be taking over representation of Johnson and all future correspondence should be directed to Mr. Sallquist.

On May 13, 2005, Mr. Sallquist filed on behalf of Johnson a Substitution of Counsel and Motion to Continue Open Meeting Matter. Mr. Sallquist requested that consideration of the Recommended Opinion and Order be rescheduled for the Commission's July 12, 2005 Open Meeting agenda.

By Procedural Order issued June 3, 2005, counsel for record for Johnson Utilities Company, Jay Shapiro of Fennemore Craig, P.C., was ordered to file an Application for Withdrawal as Counsel in accordance with the requirements of A.A.C. R14-3-104(E).

1 On June 8, 2005, Mr. Shapiro filed an Application of Withdrawal as Counsel stating that
2 withdrawal is necessary and in the public interest because Mr. Shapiro is not authorized to act on
3 behalf of Johnson Utilities and has been instructed to withdraw as counsel, and because Mr. Sallquist
4 has already been retained to represent Johnson.

5 On June 8, 2005, a Procedural Order was issued tentatively rescheduling consideration of the
6 Recommended Opinion and Order for the Commission's July 12, 2005 Open Meeting agenda. The
7 Procedural Order also directed Johnson to file any exceptions to the Recommended Order by June 24,
8 2005.

9 On June 13, 2005, Richard Sallquist of the firm Sallquist & Drummond, P.C., filed an
10 Application for Substitution of Counsel requesting authorization to appear on behalf of Johnson in
11 this matter.

12 IT IS THEREFORE ORDERED that Jay Shapiro and the firm Fennemore Craig, P.C., are
13 authorized to withdraw as counsel for Johnson Utilities Company in this proceeding and Richard
14 Sallquist of the firm Sallquist & Drummond, P.C., shall be authorized to appear on behalf of Johnson
15 Utilities Company.

16 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
17 Communications) continues to apply to this proceeding.

18 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
19 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
20 hearing.

21 DATED this 21st day of June, 2005.

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25 DWIGHT D. NODES
26 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE
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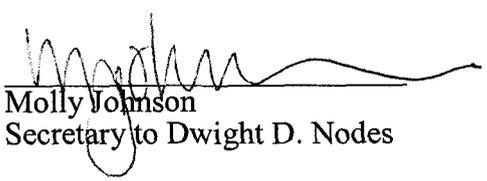
Copies of the foregoing mailed/delivered
this 21 day of June, 2005 to:

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By: 
Molly Johnson
Secretary to Dwight D. Nodes