



BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

COMMISSIONERS

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

AZ CORP COMMISSION
DOCUMENT CONTROL

JUN 21 2005

DOCKETED BY	<i>KV</i>
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IN THE MATTER OF THE APPLICATION OF
 WATER UTILITY OF GREATER TONOPAH,
 INC. , AN ARIZONA CORPORATION, FOR AN
 EXTENSION OF CERTIFICATE OF ITS
 CONVENIENCE AND NECESSITY TO
 ENCOMPASS ALL OR PORTIONS OF SECTIONS
 15, 17 AND 22, T2N, R5W, G&SRB&M,
 MARICOPA COUNTY, ARIZONA (AKA THE
 HASSAYAMPA RANCH DEVELOPMENT.

DOCKET NO. W-02450A-04-0837

PROCEDURAL ORDER

BY THE COMMISSION:

On November 19, 2004, The Water Utility of Greater Tonopah ("Company" or "Applicant"), filed an application for an extension of its Certificate of Convenience and Necessity ("Certificate") with the Arizona Corporation Commission ("Commission") to provide public water utility service to various parts of Maricopa County, Arizona.

On December 7, 2004, pursuant to A.A.C. R14-2-411, the Commission's Utilities Division ("Staff") issued a notice of insufficiency.

On June 20, 2005, pursuant to A.A.C. R14-2-411, Staff issued a letter of sufficiency.

In accordance with A.R.S. § 41-1074(A), the application herein is deemed administratively complete.

Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that a **hearing** shall commence on **August 25, 2005, at 9:30 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

IT IS FURTHER ORDERED that the Staff Report and associated exhibits to be presented at hearing on behalf of Staff shall be reduced to writing and filed on or before 4:00 p.m. on August 2, 2005.

1 IT IS FURTHER ORDERED that any objections to the Staff Report and associated exhibits
2 to be presented at hearing by Applicant shall be reduced to writing and filed on or before 4:00 p.m.
3 on August 10, 2005.

4 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,
5 except that all motions to intervene must be filed on or before August 5, 2005.

6 IT IS FURTHER ORDERED that Applicant shall provide public notice of the hearing in this
7 matter, in the following form and style:

8 **PUBLIC NOTICE OF THE HEARING FOR**
9 **THE WATER UTILITY OF GREATER TONOPAH FOR AN EXTENSION OF ITS**
10 **CERTIFICATE OF CONVENIENCE AND NECESSITY**
11 **(W-02450A-04-0837)**

12 On November 19, 2004, The Water Utility of Greater Tonopah ("Applicant") filed an
13 application for an extension of its CC&N to various parts of Maricopa County,
14 Arizona.

15 The application is available for inspection during regular business hours at the offices
16 of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona
17 and at the Applicant's office, [insert office address].

18 The Commission will hold a hearing on this matter commencing on **August 25,**
19 **2005, at 9:30 a.m.** at the Commission's offices, 1200 West Washington Street,
20 Phoenix, Arizona. Public comments will be taken on the first day of the hearing.

21 The law provides for an open public hearing at which, under appropriate
22 circumstances, interested parties may intervene. Intervention shall be permitted to
23 any person entitled by law to intervene and having a direct and substantial interest in
24 the matter. Persons desiring to intervene must file a written motion to intervene with
25 the Commission, which motion should be sent to Applicant or its counsel and to all
26 parties of record, and which, at the minimum, shall contain the following:

- 27 1. The name, address, and telephone number of the proposed intervenor and of
28 any party upon whom service of documents is to be made if different than the
intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g.,
a customer of Applicant, a shareholder of Applicant, a competitor, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed
to the Company or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except
that all motions to intervene must be filed on or before August 5, 2005. The granting
of intervention, among other things, entitles a party to present sworn evidence at
hearing and to cross-examine other witnesses. However, failure to intervene will not
preclude any customer from appearing at the hearing and making a statement on
such customer's own behalf.

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If you have any questions or concerns about this application or have any objections to its approval, or wish to make a statement in support of it, you may write the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make comment.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Linda Hogan, ADA Coordinator, voice phone number 602/542-3931, E-mail lhogan@azcc.gov. Requests should be made as early as possible to allow time to arrange the accommodation.

IT IS FURTHER ORDERED that Applicant shall cause the above notice to be published at least once in a newspaper of general circulation in its service territory, with publication to be completed no later than July 22, 2005.

IT IS FURTHER ORDERED that Applicant shall file certification of publication as soon as practicable after the publication has been completed.

IT IS FURTHER ORDERED that notice shall be deemed complete upon publication of same, notwithstanding the failure of an individual customer to read or receive the notice.

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

DATED this 21st day of June, 2005


MARC E. STERN
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered this 21 day of June, 2005 to:

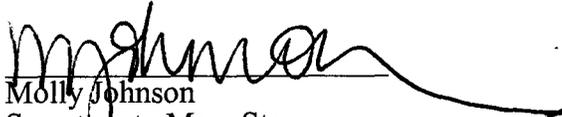
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Attorneys of the Water Utility of Greater Tonopah

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2 Legal Division
3 ARIZONA CORPORATION COMMISSION
4 1200 West Washington Street
5 Phoenix, Arizona 85007

6 Ernest Johnson, Director
7 Utilities Division
8 ARIZONA CORPORATION COMMISSION
9 1200 West Washington Street
10 Phoenix, Arizona 85007

11 ARIZONA REPORTING SERVICE, INC.
12 2627 N. Third Street, Suite Three
13 Phoenix, Arizona 85004-1104

14 By: 
15 Molly Johnson
16 Secretary to Marc Stern
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