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BEFORE THE ARIZONA CORPORATION COMMISSION RECEIVED

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COMMISSIONERS

JEFF HATCH-MILLER, Chairman
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2005 NOV 14 P 1:56
AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE COMPLAINT OF THE BUREAU OF INDIAN AFFAIRS, UNITED STATES OF AMERICA, AGAINST MOHAVE ELECTRIC COOPERATIVE, INC. AS TO SERVICES TO THE HAVASUPAI AND HUALAPAI INDIAN RESERVATIONS..

DOCKET NO. E-01750A-05-0579

PROCEDURAL ORDER

BY THE COMMISSION:

On August 10, 2005, the Bureau of Indian Affairs, United States of America, ("BIA" or "Complainant") filed the above-captioned Complaint against Mohave Electric Cooperative, Inc. ("Mohave" or "Respondent") with the Arizona Corporation Commission ("Commission").

On October 6, 2005, Mohave filed an Answer and Motion to Dismiss the Complaint.

On October 21, the BIA filed its Opposition to Mohave's Motion to Dismiss.

By Procedural Order issued October 24, 2005, a Pre-Hearing Conference was scheduled to commence at 2:00 p.m. on November 17, 2005 for the purpose of taking oral argument on the legal issues raised in the Motion to Dismiss and the Opposition thereto.

On November 10, 2005, Mohave filed a Motion to Continue the Pre-Hearing Conference Date for Oral Argument on Mohave's Motion to Dismiss ("Motion to Continue"). The Motion to Continue stated that counsel for BIA and counsel for the Commission's Utilities Division Staff ("Staff") both consent to the continuance, which Mohave is requesting due to the unavailability of its lead counsel. The Motion to Continue requested that a telephonic procedural conference be scheduled to take place sometime between November 14 and November 17, 2005 for the purpose of setting a date for the continuance of the scheduled Pre-Hearing Conference.

Mohave's requests are reasonable and should be granted. A telephonic Procedural Conference will therefore be held for the purpose of discussing a suitable date for the continuance of the Pre-Hearing Conference that is currently scheduled for the purpose of taking oral argument on the

1 legal issues raised in Mohave's Motion to Dismiss and the BIA's Opposition thereto. The Procedural
2 Conference will be held at the time originally scheduled for oral argument. Staff's participation in
3 this proceeding is appreciated and encouraged.

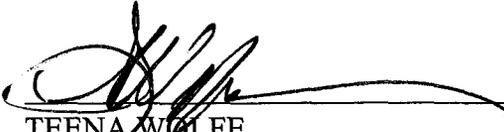
4 IT IS THEREFORE ORDERED that the **Pre-Hearing Conference** for the purpose of taking
5 oral argument on the legal issues raised in Respondent's Motion to Dismiss and Complainant's
6 Opposition to the Motion to Dismiss currently scheduled to commence on **November 17, 2005, at**
7 **2:00 p.m.** is hereby **continued** pending the issuance of a Procedural Order setting a new date and
8 time.

9 IT IS FURTHER ORDERED that a telephonic **Procedural Conference**¹ shall be held on
10 **November 17, 2005, at 2:00 p.m.**, or as soon as practical thereafter, at the Commission's offices,
11 1200 W. Washington, Phoenix, Arizona, for the purpose of discussing a suitable date for the taking of
12 oral argument on the legal issues raised in Respondent's Motion to Dismiss and Complainant's
13 Opposition thereto.

14 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
15 Communications) remains in effect.

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

18 DATED this 14th day of November, 2005.

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20 
21 TEENA WOLFE
22 ADMINISTRATIVE LAW JUDGE
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28 ¹ Parties may participate in person or may participate telephonically by dialing (602) 542-9003.

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Copies of the foregoing mailed/delivered/faxed
this 14th day of November, 2005 to:

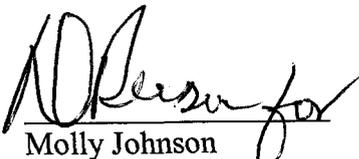
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By: 
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