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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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

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AZ CORP COMMISSION
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IN THE MATTER OF THE APPLICATION OF ANTELOPE LAKES WATER COMPANY, INC. , AN ARIZONA CORPORATION, FOR AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICE TO VARIOUS PARTS OF YAVAPAI COUNTY, ARIZONA.

DOCKET NO. W-02740A-05-0089

PROCEDURAL ORDER

BY THE COMMISSION:

On February 11, 2005, Antelope Lakes Water Company, Inc. ("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 Yavapai County, Arizona.

On March 10, 2005, pursuant to A.A.C. R14-2-411, the Commission's Utilities Division ("Staff") issued a notice of insufficiency.

On August 3, 2005, pursuant to A.A.C. R14-2-411, Staff issued a letter of sufficiency.

On August 8, 2005, by Procedural Order, the Company was ordered to provide notice of the proceeding by September 2, 2005, Staff was ordered to file its Staff Report by September 15, 2005, and a hearing was scheduled for October 5, 2005.

On September 8, 2005, Staff filed its report.

On September 14, 2005, the Company filed a Motion to Vacate ("Motion") the hearing. The Company requested the hearing be vacated because it had failed to provide public notice pursuant to the Commission's Procedural Order. The Company also agreed to the waiver of the time-frame rule, A.A.C. R14-2-411. Staff does not oppose the Company's Motion.

On September 21, 2005, by Procedural Order, the Company's Motion was granted and the hearing vacated. The Company was ordered to provide public notice by October 14, 2005, and the

1 hearing was rescheduled for November 15, 2005. Pursuant to the Company's waiver, the time-frame
2 was suspended.

3 On October 24, 2005, the Company filed certification that it had provided public notice.

4 On November 15, 2005, a full public hearing was convened before a duly authorized
5 Administrative Law Judge of the Commission at its offices in Phoenix, Arizona. The Company and
6 Staff appeared with counsel. At the conclusion of the hearing, the matter was taken under
7 advisement pending submission of a Recommended Opinion and Order to the Commission.

8 On December 5, 2005, by Procedural Order, the Company was ordered to file, by February 4,
9 2006, the results of testing for the arsenic level of its new well, the costs, if necessary, for bringing
10 the arsenic level into compliance with the current applicable maximum contaminant level for arsenic,
11 and Staff was ordered to review such information, and to file, within 21 days of the Company's
12 filing, a response. Following submission of this additional information, a determination will be made
13 as to whether additional hearings are necessary or whether this matter can proceed directly to the
14 issuance of a Recommended Opinion and Order.

15 On February 6, 2006, the Company filed a request for an extension until February 28, 2006, to
16 file the results of its water tests including the arsenic level.

17 Accordingly, the Company's request is reasonable and should be granted.

18 IT IS THEREFORE ORDERED that Antelope Lakes Water Company, Inc. shall test its new
19 well for the arsenic level and file, by February 28, 2006, with the Commission's Docket Control, a
20 copy of its Inorganic Chemical Analysis Report which will show the arsenic concentration of the new
21 well source.

22 IT IS FURTHER ORDERED that Staff shall file, within 21 days of the Applicant's filing,
23 with the Commission's Docket Control, its response and/or additional recommendations which Staff
24 may feel necessary to the Inorganic Chemical Analysis Report filed by the Company.

25 IT IS FURTHER ORDERED that the time-frame shall remain suspended as previously
26 ordered.

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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 14th day of February, 2006

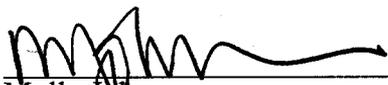

MARC E. STERN
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered this 19 day of February, 2006 to:

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By: 
Molly Johnson
Secretary to Marc Stern