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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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AZ CORP COMMISSION
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WILLIAM A. MUNDELL
CHAIRMAN
JIM IRVIN
COMMISSIONER
MARC SPITZER
COMMISSIONER

DOCKETED BY *mc*

IN THE MATTER OF THE APPLICATION OF
DESERT HILLS WATER COMPANY, INC. TO
EXTEND ITS CERTIFICATE OF CONVENIENCE
AND NECESSITY IN MARICOPA COUNTY,
ARIZONA.

DOCKET NO. W-02124A-01-0425

SECOND PROCEDURAL ORDER

BY THE COMMISSION:

On May 23, 2001, Desert Hills Water Company, Inc. ("Desert Hills" or "Company") filed an application for an extension of its Certificate of Convenience and Necessity ("Certificate") to provide water service to a new development in Maricopa County, Arizona.

On September 18, 2001, the Arizona Corporation Commission ("Commission") Utilities Division ("Staff") filed its Staff Report indicating that matter should be set for hearing.

On September 21, 2001, the Commission issued a Procedural Order that set this matter for a hearing on December 19, 2001, and required the company to file affidavits of publication of notice and affidavits of mailing to the property owners in the proposed service area by November 9, 2001.

The Company filed the required affidavits of publication and mailing with the Commission.

On December 19, 2001, the Company filed a Motion to Continue that requested a six-month continuance in this matter. The Company indicates that the owner/developer of the master planned community is revising its lot sizes and density. Therefore, the Company requested a continuance of the hearing until the development plan has been formally revised. The Company has agreed to waive the time-clock provisions of A.C.C. R14-2-411(c). The Company states that it has contacted Staff and Staff does not oppose this motion.

The Commission finds that a continuance is in the interests of justice; that it is not intended to delay the proceedings; that all parties have agreed to the continuance; and that all applicable time limits are waived in this matter. Accordingly, the hearing should be rescheduled.

IT IS THEREFORE ORDERED that the hearing on the above-captioned matter set for

1 December 19, 2001 shall be vacated and the hearing is continued until May 20, 2002, at 10:00 a.m.,
2 at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

3 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
4 Communications) applies to this proceeding as the matter is set for public hearing.

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

7 DATED this 7 day of January, 2002.

8 
9 _____
10 PHILIP J. DION III
ADMINISTRATIVE LAW JUDGE

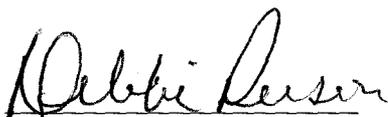
11 Copies of the foregoing mailed
12 this 7 day of January, 2002 to:

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25 By: 
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