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WILLIAM A. MUNDELL  
CHAIRMAN  
JIM IRVIN  
COMMISSIONER  
MARC SPITZER  
COMMISSIONER

IN THE MATTER OF THE JOINT APPLICATION  
OF SUN CITY WATER COMPANY AND SUN  
CITY WEST UTILITIES COMPANY FOR  
APPROVAL OF CENTRAL ARIZONA PROJECT  
WATER UTILIZATION PLAN AND FOR AN  
ACCOUNTING ORDER AUTHORIZING A  
GROUNDWATER SAVINGS FEE AND  
RECOVERY OF DEFERRED CENTRAL ARIZONA  
PROJECT EXPENSES.

Docket Nos.: W-01656A-98-0577  
SW-02334A-98-0577

**CITIZENS OBJECTIONS TO  
SUN CITY TAXPAYERS  
ASSOCIATION'S FIRST SET OF  
DATA REQUESTS**

GALLAGHER & KENNEDY, P.A.  
2575 E. CAMELBACK ROAD  
PHOENIX, ARIZONA 85016-9225  
(602) 530-8000

On Tuesday, June 4, 2001, Citizens received a first set of data requests from Sun City Taxpayers Association in this proceeding. In accordance with the Hearing Officer's June 7, 2001 procedural order, Citizens objects to certain of those discovery requests as inconsistent with the procedural orders of the Commission and beyond the scope of this proceeding for the reasons set forth below.

Specifically, Citizens objects to SCTA data requests C-1.10 through C-1.14 as inconsistent with the Hearing Officer's June 6, 2001 procedural order and beyond the scope of this proceeding. A copy of SCTA's data requests are attached as exhibit A. As set forth in the June 6 procedural order, the August 15, 2001 hearing will address whether Citizens' preliminary engineering report for the Groundwater Savings Project complies with Decision No. 62293. SCTA's data requests C-1.10 through C-1.14 exceed the scope of this proceeding and should be stricken as a matter of law. Data requests C-1.10 through C-1.14 also are vague and confusing.

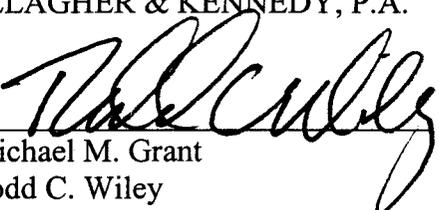
GALLAGHER & KENNEDY, P.A.  
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1 For these reasons, Citizens objects to those data requests.

2 Citizens further objects to data requests C-1.26, C-1.31 and C-1.32 as beyond the  
3 scope of this proceeding and irrelevant. Those requests involve issues beyond the GSP  
4 engineering report and should be stricken by law. Ultimately, the Hearing Office should issue its  
5 order upholding Citizens' objections and striking data requests C-1.10 through C-1.14, C-1.26,  
6 C-1.31 and C-1.32.

7 DATED this 11 day of June, 2001.

GALLAGHER & KENNEDY, P.A.

8  
9 By   
10 Michael M. Grant  
11 Todd C. Wiley  
12 2575 East Camelback Road  
13 Phoenix, Arizona 85016-9225  
14 Attorneys for Citizens Communications  
15 Company

13 **Original** and ten copies filed this  
14 11 day of June, 2001, with:

14 Docket Control  
15 Arizona Corporation Commission  
16 1200 West Washington  
17 Phoenix, Arizona 85007

17 **Copy** of the foregoing mailed  
18 this 11 day of June, 2001 to:

18 Jane Rodda  
19 Arizona Corporation Commission  
20 400 West Congress Street  
21 Tucson, Arizona 85701-1347

20 Scott Wakefield  
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13 By: Sandra Marquez  
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REFER TO FILE NO. 1503-8

June 4, 2001

**Via Facsimile (602) 530-8500  
and U.S. Mail**

Michael M. Grant, Esq.  
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2575 East Camelback Road  
Phoenix, Arizona 85016-9225

**Re: Docket Nos. W-01656A-98-0577 and SW-02334A-98-0577  
Sun City Taxpayers Association's First Set of Data  
Requests to Citizens**

Dear Mr. Grant:

Please treat this as Sun City Taxpayers Association's first set of data requests to Citizens in the above matters.

For purposes of this data request set, the words "Citizens" "you" and "your" refer to Sun City Water Company; Sun City West Utilities Company; the Agua Fria Division; Citizens Water Resources and any representative, parent or other affiliate of Citizens, including every person and/or entity acting with, under the control of, or on behalf of Citizens. For each answer, please identify by name, title, and address each person providing information that forms the basis for the response provided.

These data requests are continuing, and your answers or any documents supplied in response to these data requests should be supplemented with any additional information or documents that come to your attention after you have provided your initial responses.

Please respond by **Telefacsimile and U.S. Mail** within **ten** calendar days of your receipt of the copy of this letter. Please provide a copy of your responses and documents to Martinez & Curtis, P.C. as well as a copy to Dennis Husted, P.E. at Husted Engineering, 568 West Moon Valley Drive, Phoenix, Arizona 85023.

Michael M. Grant, Esq.

June 4, 2001

Page 2

If you require clarification of any of these requests, or have any questions regarding them, please feel free to call the undersigned.

Very truly yours,



William P. Sullivan

For the Firm

WPS/tsg

Enclosure: First Set of Data Requests

cc: Sun City Taxpayers' Association (w/enc)

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DOCKET NOS. W-01656A-98-0577 and SW-02334A-98-0577  
SUN CITY TAXPAYERS ASSOCIATION'S FIRST SET OF DATA REQUESTS  
TO CITIZENS

June 4, 2001

Page 1

- C-1.1 Provide all work papers relied upon in preparing the Preliminary Engineering Report. Each work paper should identify who prepared the work paper, the purpose of the work paper and the portion of the Preliminary Engineering Report to which the work paper relates.
- C-1.2 Set forth in detail the analysis undertaken to determine the "need" for a control and data acquisition control (SCADA) system for the proposed groundwater savings project.
- C-1.3 Identify all alternatives to a SCADA system that are available to Citizens to monitor the flow of CAP water other than the SCADA system now proposed/examined in developing the design of the Groundwater Savings Project.
- C-1.4 Of the alternatives identified in SCTA 1.3, which did Citizens actually analyze for use with proposed golf course water delivery system. Provide copies of such analyses or where the analysis is not reduced to writing, a summary of the analysis and the findings resulting therefrom.
- C-1.5 Provide all correspondence and analyses Citizens claims supports the assertion of the Recreation Center's of Sun City West assertion that the pipeline crossing of Aqua Fria River cannot be used to convey CAP water from west to east.
- C-1.6 Provide any and all analyses performed regarding the viability of interconnecting with the Sun City West existing distribution system.
- C-1.7 Provide copies of any and all analyses regarding the hydraulic capability of the existing Sun City West effluent distribution system.
- C-1.8 Provide a copy of any and all analyses conducted to evaluate the potential for major operational issues associated with utilizing the existing Sun City West effluent distribution system?
- C-1.9 Provide a copy of any and all analyses conducted to evaluate the potential for major operational issues associated with utilizing the recommended golf course CAP water delivery system.

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SUN CITY TAXPAYERS ASSOCIATION'S FIRST SET OF DATA REQUESTS  
TO CITIZENS

June 4, 2001

Page 2

- C-1.10 Provide the monthly and annual storage capacity at the CWS facility?
- C-1.11 Is the CWS facility permitted as an underground storage facility? If so provide:
- a. A copy of the application filed in support of the permit, including all supplements thereto;
  - b. A copy of the permit
  - c. The amount of long term and short term credits generated at the facility.
  - d. A copy of all storage permits associated with the facility.
  - e. A copy of all recovery permits associated with the facility.
  - f. A list of all transfer of credits earned at the facility.
- C-1.12 Provide the amount of reclaimed water projected to be produced monthly and annually at the treatment plant located at the CWS for each of the next ten years.
- C-1.13 Of the reclaimed water projected to be produced at the CWS treatment plant, how much is to be stored on the CWS site monthly and annually? For reclaimed water not stored at the CWS site please set forth where the water goes, how much is projected to be delivered on a monthly and annual basis for each of the next ten years, the terms and conditions of delivery.
- C-1.14 Describe the potential for expanding the CWS storage facility. Provide a copy of any and all analysis performed regarding the potential for expanding the CWS storage facility.
- C-1.15 Provide a description of all communications with Maricopa Water District (MWD) regarding the use of the Beardsley Canal by Citizens. Indicate the date, the manner of the communication, the parties involved in the communication, the substance of the communication and provide a copy of any written documentation exchanged with MWD or created to memorialize the communication
- C-1.16 Has MWD established a wheeling policy for use of the Beardsley Canal? If so, please a copy of that policy.
- C-1.17 Provide a copy of the Aqua Fria Division CAP utilization plan.
- C-1.18 Provide a copy of all operating agreements (Exhibit B to the water exchange agreements with the Recreation Centers of Sun City, the Recreation Centers of Sun City West and Briarwood Golf Course) that have been executed by the parties, or if none are executed the most recent draft of the operating agreements.

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SUN CITY TAXPAYERS ASSOCIATION'S FIRST SET OF DATA REQUESTS  
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June 4, 2001

Page 3

- C-1.19 On December 18, 2000 citizens represented that "negotiations with Hillcrest, the final private golf course, are ongoing and are expected to be favorably concluded." Response at page 7. Explain what negotiations were then ongoing, the current status of such negotiation and a general description of the issues still being discussed. If negotiations have been terminated, explain why negotiations were unsuccessful and what issues could not be overcome.
- C-1.20 Provide any correspondence between Citizens and the Arizona Department of Water Resources relating to the golf course savings project, including any specific component thereof.
- C-1.21 Set forth the amount of reclaimed water, including recovered reclaimed water, delivered for each of the last six years to each of the golf courses in Sun City and Sun City West.
- C-1.22 Provide a copy of any and all analyses that identifies the quantity of water used by the golf courses by water type (e.g., effluent or groundwater).
- C-1.23 Provide a copy of all communications with non-participating golf courses regarding the Golf Course CAP Water Delivery Project. Where the substance of the communication is not otherwise in writing provide a summary of the communication, including the date, time, people present and the substance of the communication.
- C-1.24 Provide a copy of all communications with participating golf courses regarding the Golf Course CAP Water Delivery Project. Where the substance of the communication is not otherwise in writing provide a summary of the communication, including the date, time, people present and the substance of the communication.
- C-1.25 Did Citizens consider any other joint projects with Aqua Fria Division for the utilization of CAP water not referenced in the PER. If so, describe the nature of the project and provide any documentation related to the analysis thereof.
- C-1.26 Provide a copy of the CAP connection fee tariff approved for the Aqua Fria Division together with a copy of the projection of revenues to be derived therefrom over the next five years, indicate the number of units projected each year to be subject to the new fee.
- C-1.27 Provide a copy of all communications with the City of Surprise relating to participation in a joint project. Where the substance of the communication is not otherwise in writing, provide a summary of the communication, including the date, time, people present and the substance of the communication.

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**TO CITIZENS**  
**June 4, 2001**  
**Page 4**

- C-1.28 Set forth in detail, the methodology presently utilized by the golf courses in Sun City and Sun City West and referenced in the PER to monitor water levels in their lakes and to determine when to fill the lakes.
- C-1.29 Provide daily logs or other records indicating which wells are operated, for how long and how much water is delivered for each of the golf courses in Sun City and Sun City West referenced in the PER.
- C-1.30 Provide as-builds of the existing Sun City West effluent distribution system.
- C-1.31 Describe the use that has historically been made of the Sun City West existing effluent distribution system, including the date the system was operational, the amount of effluent conveyed in the system annually, and the maintenance routine followed.
- C-1.32 Explain how the Agua Fria Division will address the dry up and wheeling issues with the MWD in utilizing the Beardsley Canal for its CAP deliveries.
- C-1.33 Provide copies of any communication between Citizens and the Arizona Department of Water Resources relating to any of the water rights relied upon to supply water to the golf courses identified in the PER as participants in the plan.
- C-1.34 Provide copies of all water rights relied upon to supply water to the golf courses identified in the PER as participants in the plan.
- C-1.35 Provide copies of all data requests and responses thereto which you have filed or which you have received subsequent to the filing of the Preliminary Engineering Report with the Arizona Corporation Commission in August of 2000.