

ORIGINAL



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BEFORE THE ARIZONA CORPORATION COMMISSION

WILLIAM A. MUNDELL  
CHAIRMAN  
JIM IRVIN  
COMMISSIONER  
MARC SPITZER  
COMMISSIONER

2002 SEP 24 P 3:11

AZ CORP COMMISSION  
DOCUMENT CONTROL

DOCKET NO. WS-01303A-02-0633

IN THE MATTER OF THE APPLICATION OF ARIZONA-AMERICAN WATER COMPANY, AGUA FRIA WATER DISTRICT, FOR AN EXTENSION OF THE SERVICE AREA UNDER ITS EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WATER UTILITY SERVICE.

Arizona Corporation Commission

DOCKETED

SEP 24 2002

IN THE MATTER OF THE APPLICATION OF ARIZONA-AMERICAN, SUN CITY WEST WATER DISTRICT FOR A TRANSFER OF A PARCEL TO THE AGUA FRIA DISTRICT.

DOCKETED BY *CMC*

IN THE MATTER OF THE APPLICATION OF ARIZONA-AMERICAN, ANTHEM/AGUA FRIA DISTRICT (DISTCO) FOR AN EXTENSION OF THE SERVICE AREA UNDER ITS EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WASTEWATER UTILITY SERVICE.

PROCEDURAL ORDER

**BY THE COMMISSION:**

On August 20, 2002, Arizona-American Water Company ("AZAM" or "Applicant") on behalf of its Agua Fria Water District ("AFWD"), Sun City West Water District ("SCWWD") and Anthem/Agua Fria District ("DISTCO") filed with the Arizona Corporation Commission ("Commission") an application to extend AFWD's and DISTCO's service areas under their Certificate of Convenience and Necessity ("Certificate") for water and wastewater utility service, respectively. AZAM also requested approval to transfer a parcel from SCWWD to AFWD..

Pursuant to A.R.S. § 41-1074(C), the application herein is deemed administratively complete.

In accordance with A.A.C. R14-3-101, the Commission now issues this Procedural Order which establishes the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that a hearing shall commence on **December 10, 2002 at 9:30 a.m.**, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

1 IT IS FURTHER ORDERED that Staff shall file a written Staff Report by **November 5,**  
2 **2002.**

3 IT IS FURTHER ORDERED that Applicant shall file its comments, if any, to the Staff  
4 Report by **November 15, 2002.**

5 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,  
6 except that all motions to intervene must be filed on or before **November 22, 2002.**

7 IT IS FURTHER ORDERED that Applicant shall serve public notice of this proceeding and  
8 the opportunity to request a hearing in this matter, in the following form and style:

9 **PUBLIC NOTICE OF APPLICATION BY**  
10 **ARIZONA-AMERICAN WATER COMPANY, AGUA FRIA WATER DISTRICT, FOR AN**  
11 **EXTENSION OF THE SERVICE AREA UNDER ITS EXISTING CERTIFICATE OF**  
12 **CONVENIENCE AND NECESSITY TO PROVIDE WATER UTILITY SERVICE, SUN**  
13 **CITY WEST WATER DISTRICT FOR A TRANSFER OF A PARCEL TO THE AGUA FRIA**  
14 **WATER DISTRICT AND ANTHEM/AGUA FRIA WATER DISTRICT (DISTCO) FOR AN**  
15 **EXTENSION OF THE SERVICE AREA UNDER ITS EXISTING CERTIFICATE OF**  
16 **CONVENIENCE AND NECESSITY TO PROVIDE WASTEWATER UTILITY SERVICE**  
17 **(WS-01303A-02-0633)**

18 On August 20, 2002, Arizona-American Water Company ("Applicant" or  
19 "Company") filed an application on behalf of its Agua Fria Water District and its  
20 Anthem/Agua Fria District for extensions of their Certificate of Convenience and  
21 Necessity to provide water and wastewater service, respectively. If the application is  
22 granted, the Company would be the provider of water and wastewater service to the  
23 service territory served by Applicant. Applicant also requested approval to transfer a  
24 parcel from Sun City West Water District to the Agua Fria Water District.

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

28 The Commission will hold a hearing on this matter beginning **December 10,**  
**2002 at 9:30 a.m.,** at the Commission's office, 1200 West Washington Street,  
Phoenix, Arizona. Public comments will be taken at the commencement of the  
hearing.

As a property owner or customer you may have the right to intervene in the  
proceeding and request a hearing. If you do not want to intervene, you may make oral  
or written comments by contacting the Commission at the above addresses. Intervention  
shall be permitted to any person entitled by law to intervene and having a direct  
and substantial interest in the matter. Persons desiring to intervene must file a  
written notice to intervene with the Commission, which motion should be sent to the  
Applicant or its counsel and to all parties of record, and which, at the minimum, shall  
contain the following:

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1. The name, address, and telephone number of the proposed intervenor and of 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 the Applicant, a shareholder or member of the Applicant, 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 November 22, 2002. 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.

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 Shelly M. Hood, ADA Coordinator, voice phone number 602/542-3931, E-mail [shood@cc.state.az.us](mailto:shood@cc.state.az.us). Requests should be made as early as possible to allow time to arrange the accommodation.

IT IS FURTHER ORDERED that Applicant shall publish a copy of this notice in a newspaper of general circulation in the certificated area on or before **November 1, 2002.**

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

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

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

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

DATED this 24<sup>th</sup> day of September, 2002.

  
MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

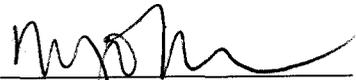
Copies of the foregoing mailed this 24<sup>th</sup> day September, 2002 to:

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ARIZONA REPORTING SERVICE, INC.  
2627 N. Third Street, Suite Three  
Phoenix, Arizona 85004-1003

By:   
Molly Johnson  
Secretary to Marc E. Stern