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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

2006 MAY 25 P 2:39

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

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
WILLOW SPRINGS UTILITIES, L.L.C., FOR A
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE WATER AND
WASTEWATER SERVICE IN PINAL COUNTY,
ARIZONA.

DOCKET NO. WS-20432A-05-0874

AMENDED
PROCEDURAL ORDER

BY THE COMMISSION:

On December 5, 2005, Willow Springs Utilities, L.L.C. ("Company" or "Applicant"), filed an application for a Certificate of Convenience and Necessity ("Certificate") with the Arizona Corporation Commission ("Commission") to provide public water and public wastewater utility service to various parts of Pinal County, Arizona.

On January 4, 2006, the Commission's Utilities Division ("Staff") issued a notice of insufficiency which indicated that the Company's application had not met the sufficiency requirements of A.A.C. R14-2-411(C), and A.A.C. R14-2-610(C).

On May 10, 2006, Staff issued a letter of administrative completeness to Applicant.

On May 22, 2006, by Procedural Order, a hearing was scheduled for July 13, 2006, and other procedural dates established.

On May 25, 2006, counsel for the Company and Staff telephonically requested the matter be rescheduled to July 18, 2006, with other procedural dates to remain the same.

Pursuant to A.A.C. R14-3-101 and A.A.C. R14-3-109, the Commission now issues this Procedural Order to govern the preparation and conduct of these proceedings.

IT IS THEREFORE ORDERED that a **hearing** shall commence on **July 18, 2006, at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

IT IS FURTHER ORDERED that the Staff Report and associated exhibits to be presented at

1 hearing on behalf of Staff shall be reduced to writing and filed on or before 4:00 p.m. on June 14,
2 2006.

3 IT IS FURTHER ORDERED that any objections to the Staff Report and associated exhibits
4 to be presented at hearing by Applicant shall be reduced to writing and filed on or before 4:00 p.m.
5 on June 26, 2006.

6 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,
7 except that all motions to intervene must be filed on or before June 23, 2006.

8 IT IS FURTHER ORDERED that Willow Springs Utilities, L.L.C. shall provide public notice
9 of the hearing in this matter, in the following form and style:

10 **PUBLIC NOTICE OF THE HEARING FOR A CERTIFICATE OF CONVENIENCE AND**
11 **NECESSITY TO PROVIDE WATER AND WASTEWATER SERVICE**
12 **WS-20432A-05-0874**

13 On December 5, 2005, Willow Springs Utilities, L.L.C. filed an application for a
14 Certificate of Convenience and Necessity to provide public water and wastewater
15 utility service to various parts of Pinal County, Arizona.

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

19 The Commission will hold a hearing on this matter commencing on July 18, 2006 at
20 10:00 a.m., at the Commission's offices, 1200 West Washington Street, Phoenix,
21 Arizona. Public comments will be taken on the first day of the hearing.

22 The law provides for an open public hearing at which, under appropriate
23 circumstances, interested parties may intervene. Intervention shall be permitted to
24 any person entitled by law to intervene and having a direct and substantial interest in
25 the matter. Persons desiring to intervene must file a written motion to intervene with
26 the Commission, which motion should be sent to Applicant or its counsel and to all
27 parties of record, and which, at the minimum, shall contain the following:

- 28 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 Applicant, a shareholder of Applicant, a competitor, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed
to the Applicant 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 June 23, 2006. 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 Linda Hogan, ADA Coordinator, voice phone number 602/542-3931, E-mail lhogan@azcc.gov. Requests should be made as early as possible to allow time to arrange the accommodation.

IT IS FURTHER ORDERED that Willow Springs Utilities, L.L.C. shall cause the above notice to be published at least once in a newspaper of general circulation in its proposed service territory, with publication to be completed no later than June 9, 2006.

IT IS FURTHER ORDERED that Willow Springs Utilities, L.L.C. shall file certification of publication as soon as practicable after the publication has been completed.

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

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 25th day of May, 2006


MARC E. STERN
ADMINISTRATIVE LAW JUDGE

Copies of the foregoing mailed/delivered this 25 day of May, 2006 to:

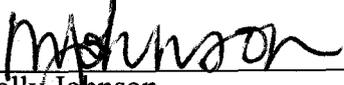
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4 1200 West Washington Street
5 Phoenix, AZ 85007

6 Ernest G. Johnson, Director
7 Utilities Division
8 ARIZONA CORPORATION COMMISSION
9 1200 West Washington
10 Phoenix, AZ 85007
11 ARIZONA REPORTING SERVICE, INC.
12 2627 N. Third Street, Ste. Three
13 Phoenix, Arizona 85004-1126

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By: 
Molly Johnson
Secretary to Marc E. Stern