



BEFORE THE ARIZONA CORPORATION COMMISSION

254

COMMISSIONERS

2006 JUN -6 P 1:13

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

AZ CORP COMMISSION  
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF  
ARIZONA WATER COMPANY FOR AN  
EXTENSION OF ITS CERTIFICATE OF  
CONVENIENCE AND NECESSITY FOR ITS  
COOLIDGE SYSTEM.

DOCKET NO. W-01445A-06-0317

PROCEDURAL ORDER

BY THE COMMISSION:

On May 4, 2006, Arizona Water Company ("AWC") filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity ("Certificate" or "CC&N") for its Coolidge system.

On June 2, 2006, the Commission's Utilities Division ("Staff") filed a Sufficiency Letter in this docket indicating that the Applicant's application has met the sufficiency requirements as outlined in the Arizona Administrative Code.

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

IT IS THEREFORE ORDERED that the **hearing** shall be held on **July 27, 2006, at 2:00 p.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 intervention shall be in accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed on or before July 6, 2006.

IT IS FURTHER ORDERED that objections to any motions to intervene must be filed no later than July 20, 2006.

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1 IT IS FURTHER ORDERED that AWC shall provide public notice of the hearing in this  
2 matter, in the following form and style, with the heading no less than 10 point bold type and the body  
3 no less than 10 point regular type:

4 **PUBLIC NOTICE OF THE HEARING FOR THE APPLICATION OF**  
5 **ARIZONA WATER COMPANY FOR AN EXTENSION OF ITS**  
6 **CERTIFICATE OF CONVENIENCE AND NECESSITY**

7 **Docket No. W-01445A-06-0317**

8 On May 4, 2006, Arizona Water Company ("AWC" or "Applicant") filed with the  
9 Arizona Corporation Commission ("Commission") an application for an extension of  
10 its Certificate of Convenience and Necessity ("Certificate") to provide water service  
11 in the City of Coolidge and within incorporated areas of Pinal County, Arizona. If the  
12 application is granted, the Applicant would be the exclusive provider of water service  
13 to the proposed extension area and would be required by the Commission to provide  
14 service under rates and charges and terms and conditions established by the  
15 Commission. The application, report of the Commission's Utilities Division Staff,  
16 and any written exceptions to the staff report prepared by the applicants are available  
17 for inspection during regular business hours at the offices of the Commission located  
18 at 1200 West Washington Street, Phoenix, Arizona 85007, and at offices of the  
19 Company, [address] and on the internet via the Commission website ([www.azcc.gov](http://www.azcc.gov))  
20 using the e-docket function.

21 The Commission will hold a public hearing on this matter on **July 27, 2006 at 2:00**  
22 **p.m.** at the Commission's offices, at 1200 West Washington Street, Phoenix, Arizona.  
23 Public comment will be taken on the first day of the hearing.

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

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 Company, a shareholder of the Company, a competitor, 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 July 6, 2006. The granting of intervention, among other things, entitles a party to present sworn evidence at the hearing and to cross-examine other witnesses. Failure to intervene will not preclude any interested person or entity from appearing at the hearing and making a statement on their own behalf. You will not, however, receive any further notice of the

1 proceeding unless requested by you. Please check with the Commission for any  
changes to the scheduled hearing date.

2 If you have any comments, mail them to:

3 The Arizona Corporation Commission  
4 Attention Docket Control  
5 re: Arizona Water Company  
6 W-01445A-06-0317  
7 1200 West Washington Street  
8 Phoenix, Arizona 85007

9 If you have any questions about this application, or want information on intervention,  
10 you may contact the Consumer Services Section of the Commission at 1200 West  
11 Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000.

12 The Commission does not discriminate on the basis of disability in admission to its  
13 public meetings. Persons with a disability may request a reasonable accommodation  
14 such as sign language interpreter, as well as request this document in an alternative  
15 format, by contacting Linda Hogan, ADA Coordinator, voice phone number 602-542-  
16 3931, E-mail lghogan@azcc.gov. Requests should be made as early as possible to  
17 allow time to arrange the accommodation.

18 IT IS FURTHER ORDERED that Applicant shall mail to each property owner or property  
19 owner representative in the requested extension area a copy of the above notice and shall cause the  
20 above notice to be published in a newspaper of general circulation in its service territory, with  
21 publication and mailing to be completed no later than June 16, 2006.

22 IT IS FURTHER ORDERED that Arizona Water Company shall file certification of mailing  
23 and publication as soon as practicable after the mailing/publication has been completed, but not later  
24 than June 30, 2006.

25 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing and  
26 publication of same, notwithstanding the failure of an individual property owner to read or receive  
27 the notice.

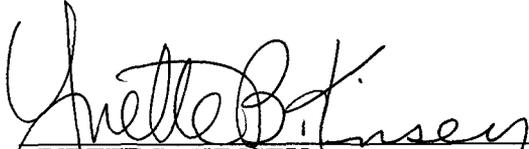
28 IT IS FURTHER ORDERED that Staff shall file a **Staff Report on or before June 22, 2006.**

IT IS FURTHER ORDERED that any **objections to the Staff Report shall be filed on or  
before July 10, 2006.**

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.

1 IT IS FURTHER ORDERED that the presiding Administrative Law Judge may rescind, alter,  
2 amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by  
3 ruling at hearing.

4 Dated this 6<sup>th</sup> day of June, 2006

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7   
8 YVETTE B. KINSEY  
ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered  
10 this 6 day of June, 2006 to:

11 Robert W. Geake  
12 Arizona Water Company  
13 P.O. Box 29006  
14 Phoenix, AZ 85038-9006

15 Christopher Kempsey, Chief Counsel  
16 Legal Division  
17 ARIZONA CORPORATION COMMISSION  
18 1200 West Washington Street  
19 Phoenix, AZ 85007

20 Ernest G. Johnson, Director  
21 Utilities Division  
22 ARIZONA CORPORATION COMMISSION  
23 1200 West Washington  
24 Phoenix, AZ 85007

25 ARIZONA REPORTING SERVICE, INC.  
26 2627 N. Third Street, Ste. Three  
27 Phoenix, Arizona 85004-1104  
28

21 By:   
22 Molly Johnson  
23 Secretary to Yvette B. Kinsey