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BEFORE THE ARIZONA CORPORATION COMMISSION

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

AZ CORP COMMISSION  
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF  
BEAVER VALLEY WATER COMPANY FOR  
APPROVAL OF THE SALE OF ITS ASSETS FOR  
THE TRANSFER OF ITS CERTIFICATE OF  
CONVENIENCE AND NECESSITY TO MICHAEL  
DAVOREN.

DOCKET NO. W-02015A-03-0724

PROCEDURAL ORDER

**BY THE COMMISSION:**

On October 1, 2003, Beaver Valley Water Company ("BVWC") filed with the Arizona Corporation Commission ("Commission") an application for approval of the sale of its assets and the transfer of its Certificate of Convenience and Necessity ("Certificate") to Mr. Michael Davoren.

On August 17, 2005, in Decision No. 68083, the Commission conditionally granted the sale of assets and the Certificate, subject to conditions.

On April 13, 2006, the Commission's Utilities Division ("Staff") opened a new docket (W-02015A-06-0223) and filed a Complaint and Order to Show Cause against BVWC citing failure to comply with Commission Decision Nos. 66388, 68083 and Arizona Administrative Code ("A.A.C.") R14-2-411(D) (4).

On April 21, 2006, Mr. Michael Davoren filed an Answer to the Complaint and Order to Show Cause.

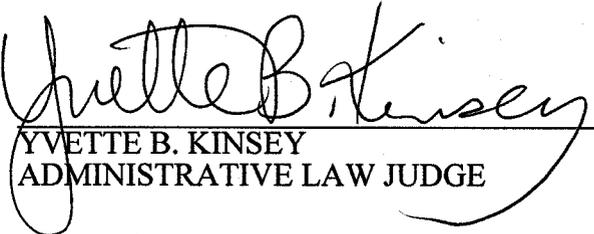
On May 3, 2006, the matter was presented at the Commission's Open Meeting. At the request of Staff, the Commission granted the parties an additional three weeks time or until the May 31, 2006 Open Meeting, to settle the matter.

On May 25, 2006, during the regularly scheduled Open Meeting and after discussions with the parties and a representative from Arizona Department of Environmental Quality ("ADEQ"), the Commission decided to reopen the record in this matter, pursuant to A.R.S. § 40-252 and directed the hearing division to conduct any proceedings necessary to resolve the outstanding issues in this

1 matter.

2 IT IS THEREFORE ORDERED that Staff shall file by June 21, 2006, its procedural  
3 recommendation as to how the outstanding issues in this matter should be addressed.

4 Dated this 8<sup>th</sup> day of June, 2006

5  
6   
7 YVETTE B. KINSEY  
8 ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered  
10 this 8 day of June, 2006 to:

11 Edgar M. Delaney  
12 DELANEY & MELKONOFF  
13 1013 East Washington  
14 Phoenix, AZ 85034

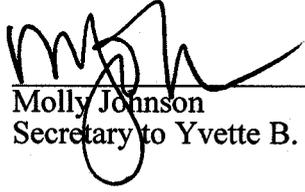
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By:   
Molly Johnson  
Secretary to Yvette B. Kinsey