

ORIGINAL



BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

MARC SPITZER, Chairman
JIM IRVIN
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
MIKE GLEASON

Arizona Corporation Commission

DOCKETED

JUL 02 2003

2003 JUL -2 P 2:45

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY [Signature]

IN THE MATTER OF:

Table with 2 columns: Name and Docket No. Includes names like KEVIN GREIF, CALVIN AND TANYA KNOCK, etc.

Complainants

v.

DIAMOND VALLEY WATER USERS CORPORATION,

Respondent.

PROCEDURAL ORDER

BY THE COMMISSION:

In the latter part of 2000, the above-captioned Complainants filed with the Arizona Corporation Commission ("Commission") the above-referenced Complaints against Diamond Valley Water Users Corporation ("D VWUC" or "Respondent").

1 (“Staff”) were authorized to take all lawful action necessary to engage a qualified management entity
2 to operate the utility, the water utility is presently under the interim management of Bradshaw
3 Management Corporation (“Bradshaw”), which is operated by Mr. Tim Kylo.

4 On June 27, 2003, Staff filed a Memorandum requesting that certain of the above-captioned
5 Complaints be administratively closed because they had been resolved through arbitration
6 proceedings managed by Staff. Staff inadvertently did not address whether the Complaint filed by
7 Ms. Sara Sherman (Docket No. W-3263A-00-0676) and the Complaint filed by Ms. Carmen Johnson
8 and Ms. Ada Grizard should also be administratively closed. Lastly, Staff indicated that Ms. Donna
9 Berenbrock (Docket No. W-03263A-00-0593) and Mr. Kevin Greif (Docket No. W-03263A-00-
10 0470) did not want their Complaints either dismissed or administratively closed. Staff went on to
11 point out that Bradshaw currently oversees all operations for DVWUC including customer billing and
12 that all Complainants’ accounts are current. Attached to Staff’s Memorandum was a copy of a recent
13 e-mail letter from Mr. Greif to Staff which indicated that he did not want to dismiss his Complaint.
14 Ms. Berenbrock has not filed any reasons to maintain her Complaint beyond the allegations which
15 appear to be billing related as stated in her Complaint filed on August 11, 2000.

16 Accordingly, with the exception of the Complaints filed by Mr. Kevin Greif and Ms. Donna
17 Berenbrock, the remainder of the above-captioned Complaints shall be dismissed by the Commission
18 unless the respective Complainant files with the presiding Administrative Law Judge, not later than
19 July 28, 2003, a letter which indicates the Docket Number and that the Complainant wishes to go
20 forward with his Complaint and the reasons therefore. If the respective Complaint has been resolved,
21 it will not be necessary for any further letter to be sent to the presiding Administrative Law Judge and
22 the Complaint will be dismissed. Complainants wishing to proceed further with their Complaints
23 should send their letter to Administrative Law Judge Marc E. Stern, Arizona Corporation
24 Commission, 1200 West Washington Street, Phoenix, Arizona 85007. After the filing period has
25 expired, a pre-hearing conference will be scheduled with the Complainants who wish to pursue their
26 Complaints before the Commission.

27 IT IS THEREFORE ORDERED that the above-captioned Complainants, with the exception
28 of Complainants, Kevin Greif and Donna Berenbrock, shall have until July 28, 2003 to file a letter

1 with presiding Administrative Law Judge Marc E. Stern, Arizona Corporation Commission, 1200
2 West Washington Street, Phoenix, Arizona 85007 to indicate whether they wish to pursue their
3 Complaints with the Commission.

4 Dated this 2nd day of July, 2003.



MARC E. STERN
ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered
10 this 2nd day of July, 2003 to:

11 Diamond Valley Water User's Corporation
12 4754 East Donna Drive
13 Prescott, AZ 86301

Sara Sherman
4733 Amber Road
Prescott, AZ 86301

13 Bradshaw Management Corp.
14 P.O. Box 20939
15 Sedona, AZ 86341

Charles E. Lawson
2415 W. Greenway Road, #1
Phoenix, AZ 85023

16 Kevin Greif
17 1140 N. Opal Drive
18 Prescott, AZ 86303

John H. Olvera
138 N. Cortez
Prescott, AZ 86301

19 Calvin and Tonya Knock
20 1582 N. Douglas Drive
21 Prescott, AZ 86301

Vivian Whitt
4799 Amber Road
Prescott, AZ 86301

22 Elinor Bixler
23 5134 Ramada Drive
24 Prescott, AZ 86301

Carmen Johnson
Ada Grizard
1190 N. Nancy Drive
Prescott, AZ 86301

25 Arthur and Peggy Roper
26 4872 Diamond Drive
27 Prescott, AZ 86301

Lynn D. and Judy Sullins
4550 Ramada Drive
Prescott, AZ 86301

28 Dale and Donna Berenbrock
5110 E. Ramada Drive
Prescott, AZ 86301

Christopher Kempley, Chief Counsel
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

James and Ludmila Devlin
P.O. Box 26412
Prescott Valley, AZ 86312

Tammi Love
1550 N. Rose Quartz Drive
Prescott, AZ 86301

1 Ernest G. Johnson, Director
2 Utilities Division
3 ARIZONA CORPORATION COMMISSION
4 1200 West Washington Street
5 Phoenix, AZ 85007

6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
By: _____
Molly Johnson
Secretary to Marc E. Stern