

ORIGINAL



0000057605

COMMISSIONERS
JEFF HATCH-MILLER- Chairman
WILLIAM MUNDELL
MIKE GLEASON
KRISTIN K. MAYES
BARRY WONG



RECEIVED

060

2006 AUG -31 A 10: 04

ARIZONA CORPORATION COMMISSION

AZ CORP COMMISSION
DOCUMENT CONTROL

August 3, 2006

Arizona Corporation Commission
DOCKETED

AUG -3 2006

Mr. Richard L. Sallquist
Sallquist, Drummond & O'Connor, P.C.
4500 S. Lakeshore Drive, Suite 339
Tempe, Arizona 85282

DOCKETED BY	<i>WV</i>
-------------	-----------

RE: Livco Sewer Company and Livco Water Company – Application for Extension of Certificate of Convenience and Necessity (CC&N) Docket No. SW-02563A-06-0316 and W-02121A-06-0316
INSUFFICIENCY LETTER #2

Dear Sir:

In reference to the above mentioned application filed on May 4, 2006, and the supporting documents filed on July 6, 2006, this letter is to inform you that the application still has not met the sufficiency requirements as outlined in the Arizona Administrative Code. The deficiencies are:

- Item No. 3 of Staff's June 1, 2006 Insufficiency letter states "Please provide a copy of the requests for service for both water and wastewater." In the Company's July 6, 2006 response, the Company provided a copy of the executed water and wastewater Line Extension Agreements for the Concho West Shore Subdivision; identified a total of 68 customers who are currently receiving water service in Sections 7, 29, and 33; and stated that "the other property owners in those areas are unknown to the Company and to the best of the Company's knowledge and belief are speculators living primarily out of the State of Arizona."
 - Please explain how the Company provided "proper notice" to property owners in the extension area, especially to the ones living out of state.
 - Please provide a copy of the requests for service for both water and wastewater.
- The Apache County franchise agreement that was provided by the Company in response to Item No. 9 of Staff's June 1, 2006 Insufficiency letter covers portions of Sections 8 and 19, and the Northwest corner of Section 29 which are not the subject of this instant application. Please provide a copy of the Apache County franchise agreement that includes all the proposed extension area in Sections 7, 18, 29, and 33. If the franchise agreement(s) has not been issued, please inform Staff of the status of the application for the franchise agreement.

Livco Sewer and Water (Docket No. SW-02563A-06-0316 and W-02121A-06-0316)
Insufficiency Letter
8/3/2006
Page 2 of 2

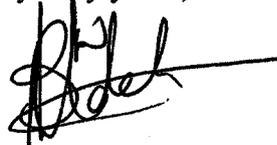
Staff would like to use this opportunity to bring the following to your attention:

- Pursuant to the Arizona Administrative Code ("A.A.C.") R-14-2-411(C), the time-frame for administrative completeness review shall be suspended from the time the notice of deficiency is issued until staff determines that the application is complete. Upon meeting sufficiency requirements, the Commission has 150 calendar days for its substantive review. This includes conducting a hearing and preparing Opinion and Order to present to the Commission at an Open Meeting.

Please file your response to this Insufficiency Letter with Docket Control.

If you have any questions concerning this matter, please do not hesitate to contact me at 602-542-0840 and Marlin Scott, Jr. at 602-542-7272.

Very truly yours,



Blessing N. Chukwu
Executive Consultant III

BNC

cc: Docket Control
Del Smith
Lyn Farmer
Brian Bozzo
Vicki Wallace