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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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COMMISSIONERS

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2003 JUN 12 P 3:01

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

JUN 12 2003

AZ CORP COMMISSION  
DOCUMENT CONTROL

DOCKETED BY	<i>mac</i>
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IN THE MATTER OF THE APPLICATION OF SEVEN CANYONS WATER COMPANY FOR AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICE.

DOCKET NO. W-03388A-03-0150

IN THE MATTER OF THE APPLICATION OF SEVEN CANYONS WATER TREATMENT COMPANY FOR AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE SEWER SERVICE.

DOCKET NO. SW-03389A-03-0150

PROCEDURAL ORDER

**BY THE COMMISSION:**

On March 7, 2003, Seven Canyons Water Company ("SCWC") and Seven Canyons Water Treatment Company ("SCWTC") (collectively "Applicants"), filed an application for an extension of their Certificates of Convenience and Necessity ("Certificates") to provide water and wastewater service in Yavapai, Arizona.

On March 18, 2003, the Arizona Corporation Commission ("Commission") Utilities Division ("Staff") filed a letter of insufficiency.

On April 30, 2003, Applicants, through their attorney, filed documents requested in the letter of insufficiency.

On June 6, 2003, Staff filed a letter of sufficiency.

IT IS THEREFORE ORDERED that the hearing in the above-captioned matter shall be held on **August 20, 2003, at 1:30 p.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

IT IS FURTHER ORDERED that the Staff Report and associated exhibits to be presented at hearing on behalf of Staff shall be reduced to writing and filed on or before **August 1, 2003**.

IT IS FURTHER ORDERED that any objections to the Staff Report by Applicant shall be

1 reduced to writing and filed on or before **August 14, 2003**.

2 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,  
3 except that all motions to intervene must be filed on or before **August 1, 2003**.

4 IT IS FURTHER ORDERED that Applicants shall serve public notice of the hearing in this  
5 matter, in the following form and style:

6 **PUBLIC NOTICE OF HEARING ON APPLICATION BY**  
7 **SEVEN CANYONS WATER COMPANY AND**  
8 **SEVEN CANYONS WATER TREATMENT COMPANY FOR**  
9 **AN EXTENSION OF THEIR CERTIFICATES OF CONVENIENCE**  
10 **AND NECESSITY**  
11 **Docket Nos. W-03388A-03-0150 and SW-03389A-03-0150**

12 On March 7, 2003, Seven Canyons Water Company and Seven Canyons Water  
13 Treatment Company ("Companies") filed an application for an extension of their  
14 Certificates of Convenience and Necessity ("Certificates") to provide water and  
15 wastewater service in Yavapai, Arizona. If the application is granted, the Companies  
16 would be the exclusive providers of water and wastewater service to the affected area.

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

20 The Commission will hold a hearing on this matter on August 20, 2003, or as  
21 soon thereafter as is practical, at the Commission's offices, 1200 West Washington  
22 Street, Phoenix, Arizona. As a property owner or customer you may have the right to  
23 intervene in the proceeding. If you do not want to intervene, you may appear at the  
24 hearing and make a statement on your own behalf. Intervention shall be permitted to  
25 any person entitled by law to intervene and having a direct and substantial interest in  
26 the matter. Persons desiring to intervene must file a written notice to intervene with  
27 the Commission, which motion should be sent to the Applicants or their counsel and  
28 to all parties of record, and which, at the minimum, shall contain the following:

- 20 1. The name, address, and telephone number of the proposed intervenor  
21 and of any party upon whom service of documents is to be made if  
22 different than the intervenor.
- 23 2. A short statement of the proposed intervenors interest in the proceeding  
24 (e.g., a customer of the Applicants, a shareholder or member of the  
25 Applicants, etc.)
- 26 3. A statement certifying that a copy of the motion to intervene has been  
27 mailed to the Company or its counsel and to all parties of record in the  
28 case.

29 The granting of motions to intervene shall be governed by A.A.C. R14-3-105,  
30 except that all motions to intervene must be filed on or before August 1, 2003. The  
31 granting of intervention, among other things, entitles a party to present sworn evidence  
32 at hearing and to cross-examine other witnesses. However failure to intervene will not  
33 preclude any customer from appearing at the hearing and making a statement on such

1 customer's own behalf. However, you will not receive any further notice of the  
proceeding unless requested by you.

2 If you have any questions or concerns about this application or have any  
3 objections to its approval, or wish to make a statement in support of it, you may write  
4 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.

5 The Commission does not discriminate on the basis of disability in admission to  
6 its public meetings. Persons with a disability may request a reasonable accommodation  
7 such as a sign language interpreter, as well as request this document in an alternative  
8 format, by contacting Shelly Hood, ADA Coordinator, voice phone number 602/542-  
3931, E-mail *shood@cc.state.az.us*. Requests should be made as early as possible to  
allow time to arrange the accommodation.

9 IT IS FURTHER ORDERED that Seven Canyons Water Company and Seven Canyons Water  
10 Treatment Company shall mail to all property owners in the affected service area a copy of this notice  
11 by first-class U.S. Mail, and publish the aforementioned notice in a newspaper of general circulation  
12 in Yavapai County on or before **July 1, 2003**.

13 IT IS FURTHER ORDERED that Seven Canyons Water Company and Seven Canyons Water  
14 Treatment Company shall file certifications of publication and mailing by **July 22, 2003**.

15 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing,  
16 notwithstanding the failure of an individual property owner or customer to read or receive the notice.

17 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized  
18 Communications) applies to this proceeding as the matter is now set for public hearing.

19 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive  
20 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

21 DATED this 12 day of June, 2003.

22   
23 PHILIP J. DION III  
24 ADMINISTRATIVE LAW JUDGE

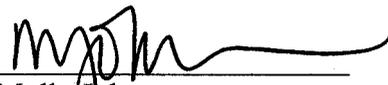
25 Copies of the foregoing mailed  
this 12 day of June, 2003 to:

26 Patrick Black  
27 FENNEMORE CRAIG  
3003 North Central Avenue, Ste. 2600  
Phoenix, AZ 85012-2913  
28 Attorneys for Seven Canyons

1 Christopher Kempley, Chief Counsel  
Legal Division  
2 ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
3 Phoenix, Arizona 85007

4 Ernest Johnson, Director  
Utilities Division  
5 ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
6 Phoenix, Arizona 85007

7 ARIZONA REPORTING SERVICE, INC.  
2627 N. Third Street, Suite Three  
8 Phoenix, Arizona 85004-1104

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10 By:   
Molly Johnson  
11 Secretary to Philip J. Dion III

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