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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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

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AZ CORP COMMISSION  
DOCUMENT CONTROL

**DOCKETED**

SEP 14 2006

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IN THE MATTER OF THE APPLICATION OF  
WEST END WATER COMPANY FOR AN  
EXTENSION OF ITS CERTIFICATE OF  
CONVENIENCE AND NECESSITY.

DOCKET NO. W-01157A-05-0706

**PROCEDURAL ORDER**

**BY THE COMMISSION:**

On October 5, 2005, West End Water Company ("West End" or "Applicant") filed with the Arizona Corporation Commission ("Commission") an Application for an extension of its existing Certificate of Convenience and Necessity ("Certificate").

On February 3, 2006, the Commission's Utilities Division ("Staff") filed a Letter of Sufficiency.

On March 28, 2006, the City of Surprise ("Surprise") filed an Application for Leave to Intervene. By procedural order, on April 18, 2006, Surprise was granted intervention.

On May 22 and 24, 2006, a hearing was convened before a duly appointed Administrative Law Judge of the Commission.

On July 18, 2006, Surprise docketed its Notice of Filing of Request for Service and Will Serve Letter.

On July 21, 2006, Staff filed its Request to Suspend the Briefing Schedule and Re-Open Hearing, stating that there were new factual questions relating to the request for service that should be addressed at hearing.

On July 24, 2006, West End docketed its Joinder in Staff's Request to Suspend Briefing Schedule and Re-Open Hearing. Surprise docketed its Response to Staff Request to Suspend Briefing Schedule and Re-Open Hearing, wherein it objected to re-opening the hearing in this matter, although it stated it had no objection to suspending the briefing schedule.

On August 2, 2006, pursuant to Procedural Order, a procedural conference was held as

1 scheduled. The parties were ordered to file a proposed date and scope of a supplemental hearing in  
2 this matter by August 14, 2006.

3 On August 11, 2006, the parties filed a Stipulation Regarding Date and Scope of  
4 Supplemental Hearing.

5 On August 16, 2006, by Procedural Order, a hearing was scheduled for September 13, 2006.

6 On September 7, 2006, Surprise filed a Notice of Filing of Letter of Wittman 510, LLC.

7 On September 11, 2006, each party filed its notice of proposed witnesses and exhibits.

8 On September 13, 2006, a hearing was reconvened before a duly appointed Administrative  
9 Law Judge of the Commission in order to address the matter of a request for service to the extension  
10 area.

11 Based on the testimony and exhibits presented at hearing, closing briefs<sup>1</sup> are appropriate in  
12 this matter.

13 IT IS THEREFORE ORDERED that **simultaneous closing briefs** shall be filed by the parties  
14 in this matter no later than **November 1, 2006**.

15 IT IS FURTHER ORDERED that **simultaneous response briefs** shall be filed by the parties  
16 in this matter no later than **November 16, 2006**.

17 IT IS FURTHER ORDERED that the timeclock in this matter continues to be suspended.

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

21 Dated this 14 day of September, 2006

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23  
24   
25 AMY BJELLAND  
26 ADMINISTRATIVE LAW JUDGE  
27

28 <sup>1</sup> Issues addressed by the parties should include all relevant issues and should not be limited to the issues enumerated in this, or previous, procedural orders. Briefs should cite to the transcript and exhibits.

1 Copies of the foregoing mailed/delivered  
this 14 day of September, 2006 to:

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19 Molly Johnson  
20 Secretary to Amy Bjelland  
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