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BEFORE THE ARIZONA CORPORATION COMMISSION

5550

COMMISSIONERS

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

2006 SEP 19 P 1:48

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION FOR)
EXTENSION OF WATER UTILITY OF)
GREATER TONOPAH, INC., AN ARIZONA)
CORPORATION, FOR AN EXTENSION OF ITS)
CERTIFICATE OF CONVENIENCE AND)
NECESSITY TO ENCOMPASS ALL OR)
PORTIONS OF SECTIONS 15, 17 AND 22, T2N,)
R5W, G&SRB&M, MARICOPA COUNTY,)
ARIZONA (AKA THE HASSAYAMPA RANCH)
DEVELOPMENT).)

DOCKET NO. W-02450A-04-0837

MOTION TO SUBSTITUTE

COUNSEL

Arizona Corporation Commission

DOCKETED

SEP 19 2006

DOCKETED BY [Signature]

Water Utility of Greater Tonopah, Inc. (“Applicant”) moves that the Commission, through its duly assigned Administrative Law Judge, issue a procedural order permitting the substitution of counsel in this matter. The current counsel of record (“Withdrawing Attorney”) and proposed (“Substituting Counsels”) are:

Current Counsel of Record

Proposed Counsel

William P. Sullivan
Curtis, Goodwin, Sullivan,
Udall & Schwab, P.L.C.
2712 N. Seventh Street
Phoenix, Arizona 85006-1003
602.393.1700
602.393.1703 (fax)
wsullivan@cgsuslaw.com

Michael W. Patten
Timothy J. Sabo
Roshka DeWulf & Patten, PLC
400 East Van Buren, Suite 800
Phoenix, Arizona 85004
602.256.6100
602.256.6800 (fax)
mpatten@rdp-law.com
tsabo@rdp-law.com

This motion is made pursuant to A.A.C. R14-3-104(E); Rule 5.1(a)(2) of the Arizona Rules of Civil Procedure; and ER 1.16(c) of Rule 42, Rules of the Supreme Court of Arizona. The Commission’s rules allow the Administrative Law Judge to approve the withdrawal of any

1 attorney "upon written application and good cause shown under such terms, conditions, and
2 notices to clients and other parties as the Commission or presiding officer may direct." A.A.C.
3 R14-3-104(E).

4 As the Commission is aware, Applicant recently became a subsidiary, ultimately, of Global
5 Water Resources, LLC ("Global Parent"). Specifically, Applicant is a subsidiary of West
6 Maricopa Combine, Inc. ("WMC"). The shares of WMC were recently acquired by Global Water,
7 Inc., which is a subsidiary of Global Parent.

8 The Substituting Counsels are the usual and customary lawyers for Global Parent and its
9 regulated subsidiaries in matters concerning the Commission. The Substituting Counsels are
10 members in good standing with the State Bar of Arizona and are experienced in representing
11 parties before the Commission. Applicant has requested that Substituting Counsels represent them
12 in this matter. Accordingly, there is good cause for this motion.

13 Pursuant to Rule 5.1(a)(2)(A), Arizona Rules of Civil Procedure, attached is the written
14 approval of the client. (Exhibit A). Also pursuant to that rule, attached is a proposed order.
15 (Exhibit B).

16 Applicant requests that service upon the Applicant be made to:

17
18 Michael W. Patten
19 Timothy J. Sabo
20 Roshka DeWulf & Patten, PLC
21 400 East Van Buren, Suite 800
22 Phoenix, Arizona 85004
23 (602) 256-6100
24 (602) 256-6800 (fax)
25 mpatten@rdp-law.com
26 tsabo@rdp-law.com

27 With a copy to:

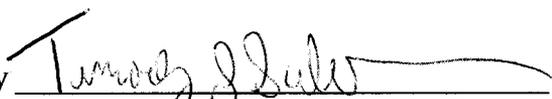
Mr. Graham Symmonds
Senior Vice President
Global Water Management
21410 North 19th Avenue, Suite 201
Phoenix, Arizona 85027.
(623) 580-9600

ROSKA DEWULF & PATTEN, PLC
ONE ARIZONA CENTER
400 EAST VAN BUREN STREET - SUITE 800
PHOENIX, ARIZONA 85004
TELEPHONE NO. 602-256-6100
FACSIMILE 602-256-6800

1 Accordingly, Applicant requests that the Commission, through its duly assigned
2 Administrative Law Judge, issue a procedural order: (1) granting this motion; (2) ordering that the
3 Substituting Counsels be considered Applicant's counsel of record in this matter; (3) ordering that
4 the service of all documents be made on Substituting Counsels, with a copy to the Applicant at the
5 address listed above; and (4) permitting Withdrawing Counsel to withdraw entirely from this
6 matter.

7 RESPECTFULLY SUBMITTED this 19th day of September 2006.

8 ROSKA DEWULF & PATTEN, PLC

9
10 By 
11 Michael W. Patten
12 Timothy J. Sabo
13 400 East Van Buren Street, Suite 800
14 Phoenix, Arizona 85004
15 Attorneys for Applicant

16 Original and 13 copies of the foregoing
17 filed this 19th day of September 2006 with:

18 Docket Control
19 Arizona Corporation Commission
20 1200 West Washington Street
21 Phoenix, Arizona 85007

22 Copy of the foregoing hand-delivered/mailed
23 this 19th day of September 2006 to:

24 William P. Sullivan, Esq.
25 Curtis, Goodwin, Sullivan,
26 Udall & Schwab, P.L.C.
27 2712 North Seventh Street
Phoenix, Arizona 85006-1003

Lyn Farmer, Esq.
Chief Administrative Law Judge
Hearing Division
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

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TELEPHONE NO 602-256-6100
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Christopher C. Kempley, Esq.
Chief Counsel, Legal Division
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

Ernest G. Johnson, Esq.
Director, Utilities Division
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

By Mary Ippolito

EXHIBIT

"A"

State of Arizona)
)
)
County of Maricopa)

AFFIDAVIT OF TREVOR T. HILL

Trevor T. Hill, having been dully sworn, deposes and says:

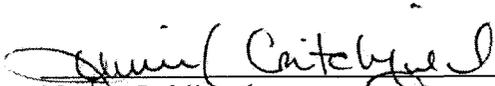
1. My name is Trevor T. Hill. I am over 18 years old, and I am a resident of Maricopa County, Arizona.
2. I am the President of Global Water Resources, LLC. I am also the President of Water Utility of Greater Tonopah, Inc.; Water Utility of Greater Buckeye, Inc.; Water Utility of Northern Scottsdale, Inc.; Valencia Water Company, Inc.; and Willow Valley Water Co., Inc. (collectively, "Global Subsidiaries")
3. I authorize and request that Michael W. Patten and Timothy J. Sabo of the law firm Roshka, DeWulf and Patten, PLC, be substituted as the counsel of record for the Global Subsidiaries in all matters pending before the Arizona Corporation Commission, including without limitation Docket Numbers W-02450A-06-0253; W-02450A-04-0837; W-02451A-05-0615, W-02450A-05-0607, W-01212A-05-0606 and W-01732A-05-0532.

Further affiant sayeth not.



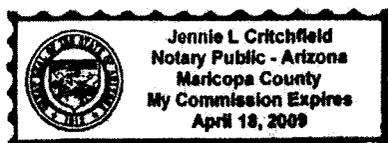
Trevor T. Hill

Subscribed and sworn before me this 18 day of September, 2006



Notary Public
My Commission Expires 4/18/09

(Seal)



EXHIBIT

"B"

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 **COMMISSIONERS**

3 **JEFF HATCH-MILLER – Chairman**
4 **WILLIAM A. MUNDELL**
5 **MIKE GLEASON**
6 **KRISTIN K. MAYES**
7 **BARRY WONG**

7 IN THE MATTER OF THE APPLICATION FOR) DOCKET NO. W-02450A-04-0837
8 EXTENSION OF WATER UTILITY OF)
9 GREATER TONOPAH, INC., AN ARIZONA)
10 CORPORATION, FOR AN EXTENSION OF ITS)
11 CERTIFICATE OF CONVENIENCE AND)
12 NECESSITY TO ENCOMPASS ALL OR)
13 PORTIONS OF SECTIONS 15, 17 AND 22, T2N,)
14 R5W, G&SRB&M, MARICOPA COUNTY,)
15 ARIZONA (AKA THE HASSAYAMPA RANCH)
16 DEVELOPMENT).)
17)
18)
19)

[PROPOSED] PROCEDURAL
ORDER

15 On September ____, 2006, Water Utility of Greater Tonapah (“Applicant”) filed a motion
16 to substitute counsel pursuant to A.A.C. R14-3-104(E); Rule 5.1(a)(2) of the Arizona Rules of
17 Civil Procedure; and ER 1.16(c) of Rule 42, Rules of the Supreme Court of Arizona. Attached to
18 the motion was an affidavit from the Applicant’s President authorizing the motion. The current
19 counsel of record (“Withdrawing Counsel”) is:

20 William P. Sullivan
21 Curtis, Goodwin, Sullivan,
22 Udall & Schwab, P.L.C.
23 2712 N. Seventh Street
24 Phoenix, Arizona 85006-1003
25 (602) 393-1700
26 (602) 393-1703 (fax)
27 wsullivan@cgsuslaw.com

1 The proposed counsel ("Substituting Counsels") is:

2 Michael W. Patten
3 Timothy J. Sabo
4 Roshka DeWulf & Patten, PLC
5 400 East Van Buren, Suite 800
6 Phoenix, Arizona 85004
7 (602) 256-6100
8 6(02) 256-6800 (fax)
9 mpatten@rdp-law.com
10 tsabo@rdp-law.com

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Good cause having been shown, the motion should be granted.

IT IS THEREFORE ORDERED that Applicant's Motion to Substitute Counsel is granted.

IT IS FURTHER ORDERED that Substituting Counsels shall be considered Applicant's counsel of record in this proceeding.

IT IS FURTHER ORDERED that service of all documents upon Applicant shall be made to:

Michael W. Patten
Timothy J. Sabo
Roshka DeWulf & Patten, PLC
400 East Van Buren, Suite 800
Phoenix, Arizona 85004
(602) 256-6100
(602) 256-6800 (fax)
mpatten@rdp-law.com
tsabo@rdp-law.com

With a copy to:

Mr. Graham Symmonds
Senior Vice President
Global Water Management
21410 North 19th Avenue, Suite 201
Phoenix, Arizona 85027.
(623) 580-9600

IT IS FURTHER ORDERED that Withdrawing Counsel is permitted to withdraw from this matter entirely.

1 Dated this _____ day of _____, 2006

2
3 _____
4 MARC STERN
5 ADMINISTRATIVE LAW JUDGE

6 Original and 13 copies of the foregoing
7 filed this ____ day of September 2006 with:

8 Docket Control
9 Arizona Corporation Commission
10 1200 West Washington Street
11 Phoenix, Arizona 85007

12 Copy of the foregoing hand-delivered/mailed
13 this ____ day of September 2006 to:

14 Michael W. Patten, Esq.
15 Roshka DeWulf & Patten, PLC
16 One Arizona Center
17 400 East Van Buren, Suite 800
18 Phoenix, Arizona 85004

19 William P. Sullivan, Esq.
20 Curtis, Goodwin, Sullivan,
21 Udall & Schwab, P.L.C.
22 2712 North Seventh Street
23 Phoenix, Arizona 85006-1003

24 Lyn Farmer, Esq.
25 Chief Administrative Law Judge
26 Hearing Division
27 Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

Christopher C. Kempley, Esq.
Chief Counsel, Legal Division
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

Ernest G. Johnson, Esq.
Director, Utilities Division
Arizona Corporation Commission
1200 West Washington
Phoenix, Arizona 85007

By _____

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