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BEFORE THE ARIZONA CORPORATION COMMISSION

254

COMMISSIONERS

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

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AZ CORP COMMISSION
DOCUMENT CONTROL

Arizona Corporation Commission

DOCKETED

SEP 19 2006

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IN THE MATTER OF THE APPLICATION OF ARIZONA-AMERICAN WATER COMPANY, AN ARIZONA CORPORATION, FOR AN EXTENSION OF THE SERVICE AREA UNDER ITS EXISTING CERTIFICATES OF CONVENIENCE AND NECESSITY TO PROVIDE WATER AND SEWER UTILITY SERVICES IN ITS AGUA FRIA WATER AND WASTEWATER DISTRICTS.

DOCKET NO. WS-01303A-06-0242

PROCEDURAL ORDER

BY THE COMMISSION:

On April 12, 2006, Arizona-American Water Company ("Applicant" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for an extension of its existing Certificate of Convenience and Necessity ("Certificate") to provide public water and public wastewater utility service to its Agua Fria Water and Wastewater Districts in various parts of Maricopa County, Arizona.

On May 9, 2006, the Commission's Utilities Division ("Staff") issued a notice of insufficiency which indicated that the Company's application had not met the sufficiency requirements of A.A.C. R14-2-411(C), and A.A.C. R14-2-610(C).

On August 1, 2006, Staff issued a second notice of insufficiency.

On September 15, 2006, Staff issued a letter of administrative completeness to the Company.

In accordance with A.R.S. § 41-1074(A), the applications herein are deemed administratively complete.

Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that a hearing shall commence on November 20, 2006, at 10:00 a.m., or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

1 IT IS FURTHER ORDERED that the **Staff Report and associated exhibits** to be presented
2 at hearing on behalf of Staff shall be reduced to writing and filed on or before 4:00 p.m. on **October**
3 **20, 2006.**

4 IT IS FURTHER ORDERED that any **objections to the Staff Report and associated**
5 **exhibits** to be presented at hearing by Applicant shall be reduced to writing and filed on or before
6 4:00 p.m. on **October 30, 2006.**

7 IT IS FURTHER ORDERED that **intervention** shall be in accordance with A.A.C. R14-3-
8 105, except that all motions to intervene must be filed on or before **November 1, 2006.**

9 IT IS FURTHER ORDERED that Arizona-American Water Company shall provide public
10 notice of the hearing in this matter, in the following form and style:

11 **PUBLIC NOTICE OF THE HEARING FOR ARIZONA-AMERICAN WATER COMPANY**
12 **FOR AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY**
13 **(WS-01303A-06-0242)**

14 On April 12, 2006, Arizona-American Water Company ("Company") filed an
15 application for an extension of its Certificate of Convenience and Necessity to
16 provide public water and wastewater utility service to various parts of Maricopa
17 County, Arizona.

18 The application is available for inspection during regular business hours at the offices
19 of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona
20 and at the Applicant's office, [insert office address]] and on the internet via the
21 Commission website (www.azcc.gov) using the e-docket function.

22 The Commission will hold a hearing on this matter commencing on **November 20,**
23 **2006, at 10:00 a.m.,** at the Commission's offices, 1200 West Washington Street,
24 Phoenix, Arizona. Public comments will be taken on the first day of the hearing.

25 The law provides for an open public hearing at which, under appropriate
26 circumstances, interested parties may intervene. Intervention shall be permitted to
27 any person entitled by law to intervene and having a direct and substantial interest in
28 the matter. Persons desiring to intervene must file a written motion to intervene with
the Commission, which motion should be sent to Applicant or its counsel and to all
parties of record, and which, at the minimum, shall contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer of Applicant, a shareholder of Applicant, a competitor, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Applicant or its counsel and to all parties of record in the case.

1 The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except
2 that all motions to intervene must be filed on or before November 1, 2006. The
3 granting of intervention, among other things, entitles a party to present sworn
4 evidence at hearing and to cross-examine other witnesses. However, failure to
5 intervene will not preclude any customer from appearing at the hearing and making a
6 statement on such customer's own behalf.

7 If you have any questions about this application, you may contact the applicant at
8 **[insert telephone number]**. If you wish to file written comments on the application
9 or want further information on intervention, you may write the Consumer Services
10 Section of the Commission at 1200 West Washington Street, Phoenix, Arizona
11 85007 or call 1-800-222-7000 or appear at the hearing and make comment.

12 The Commission does not discriminate on the basis of disability in admission to its
13 public meetings. Persons with a disability may request a reasonable accommodation
14 such as a sign language interpreter, as well as request this document in an alternative
15 format, by contacting Linda Hogan, ADA Coordinator, voice phone number 602/542-
16 3931, E-mail lhogan@azcc.gov. Requests should be made as early as possible to
17 allow time to arrange the accommodation.

18 IT IS FURTHER ORDERED that Arizona-American Water Company shall cause the above
19 notice to be published at least once in a newspaper of general circulation in its service territory, with
20 **publication to be completed no later than October 16, 2006.**

21 IT IS FURTHER ORDERED that Arizona-American Water Company file certification of
22 publication as soon as practicable after the publication has been completed.

23 IT IS FURTHER ORDERED that notice shall be deemed complete upon publication of same,
24 notwithstanding the failure of an individual or entity to read or receive the notice.

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

28 Dated this 19TH day of September, 2006



MARC E. STERN
ADMINISTRATIVE LAW JUDGE

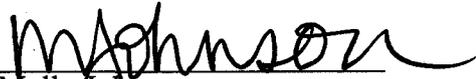
Copies of the foregoing mailed/delivered
this 19 day of September, 2006 to:

Craig A. Marks
19820 N. 7th Street, Ste. 201
Phoenix, AZ 85024
Attorney for Arizona-American Water Company

1 Christopher Kempley, Chief Counsel
2 Legal Division
3 ARIZONA CORPORATION COMMISSION
4 1200 West Washington Street
5 Phoenix, AZ 85007

6 Ernest G. Johnson, Director
7 Utilities Division
8 ARIZONA CORPORATION COMMISSION
9 1200 West Washington
10 Phoenix, AZ 85007

11 ARIZONA REPORTING SERVICE, INC.
12 2627 N. Third Street, Ste. Three
13 Phoenix, Arizona 85004-1126

14 By: 
15 Molly Johnson
16 Secretary to Marc E. Stern
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