

ORIGINAL



0000064128

BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

2006 NOV 28 P 3:09

DOCKETED

NOV 28 2006

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

AZ CORP COMMISSION  
DOCUMENT CONTROL

DOCKETED BY	nr
-------------	----

IN THE MATTER OF THE APPLICATION OF  
NEW RIVER UTILITY COMPANY FOR AN  
EXTENSION OF ITS EXISTING CERTIFICATE  
OF CONVENIENCE AND NECESSITY.

DOCKET NO. W-01737A-06-0171

AMENDED  
PROCEDURAL ORDER

BY THE COMMISSION:

On March 16, 2006, New River Utility Company ("New River" or "Applicant") filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity ("Certificate" or "CC&N").

On October 6, 2006, the Commission's Utilities Division ("Staff") filed a Sufficiency Letter in this docket indicating that the application has met the sufficiency requirements as outlined in the Arizona Administrative Code.

On October 13, 2006, a Procedural Order was issued setting forth filing deadlines and setting the hearing to commence on December 21, 2006 at 10:00 a.m.

On October 23, 2006, an Amended Procedural Order was issued to correct the October 13, 2006 Procedural Order, which inadvertently misstated the Applicant's name.

On November 15, 2006, the parties filed a Proposed Stipulation requesting that the hearing date be reset due to witness unavailability and the matter was rescheduled by Procedural Order to commence on January 9, 2007.

On November 27, 2007, the parties initiated a telephonic conference with the Administrative Law Judge in this matter to discuss further scheduling conflicts.

Good cause has been shown and accordingly, the hearing should be reset.

IT IS THEREFORE ORDERED that the hearing currently scheduled for January 9, 2007 at 10:00 a.m. is hereby reset to **January 22, 2007 at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

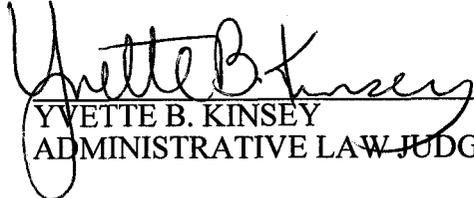
1 IT IS FURTHER ORDERED that the **December 21, 2006 at 10:00 a.m. hearing date** shall  
2 be for public comment only.

3 IT IS FURTHER ORDERED that the timeclock in this matter is hereby extended accordingly.

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

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

9 Dated this 28<sup>th</sup> day of November, 2006.

10   
11 YVETTE B. KINSEY  
12 ADMINISTRATIVE LAW JUDGE

13 Copies of the foregoing mailed/delivered  
14 this 28<sup>th</sup> day of November, 2006 to:

14 Patrick J. Black  
15 FENNEMORE CRAIG  
16 3003 North Central Avenue, Ste. 2600  
17 Phoenix, AZ 85012  
18 Attorneys for New River Utility Company

17 Christopher Kempley, Chief Counsel  
18 Legal Division  
19 ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, AZ 85007

20 Ernest G. Johnson, Director  
21 Utilities Division  
22 ARIZONA CORPORATION COMMISSION  
1200 West Washington  
Phoenix, AZ 85007

23 ARIZONA REPORTING SERVICE, INC.  
24 2627 N. Third Street, Suite Three  
Phoenix, Arizona 85004-1104

25  
26 By:   
27 Debbi Person  
28 Secretary to Yvette B. Kinsey