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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

2006 NOV 29 P 3: 16

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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 SANTA CRUZ WATER COMPANY, LLC, TO TRANSFER ITS CERTIFICATE OF CONVENIENCE AND NECESSITY AND ASSETS TO GLOBAL WATER - SANTA CRUZ WATER COMPANY.

DOCKET NO. W-03576A-06-0155
DOCKET NO. W-20446A-06-0155

IN THE MATTER OF THE APPLICATION OF PALO VERDE UTILITIES COMPANY, LLC, TO TRANSFER ITS CERTIFICATE OF CONVENIENCE AND NECESSITY AND ASSETS TO GLOBAL WATER - PALO VERDE UTILITIES COMPANY.

DOCKET NO. SW-03575A-06-0155
DOCKET NO. SW-20445A-06-0155

PROCEDURAL ORDER

BY THE COMMISSION:

On March 9, 2006, Santa Cruz Water Company, LLC ("Santa Cruz") and Palo Verde Utilities Company, LLC ("Palo Verde") (jointly "Applicants") filed with the Arizona Corporation Commission ("Commission") a joint application for the transfer of their assets and Certificates of Convenience and Necessity ("Certificates") to Global Water - Santa Cruz Water Company and Global Water - Palo Verde Utilities Company, respectively.

On October 25, 2006, the Commission's Utilities Division ("Staff") issued its Staff Report recommending approval of the application subject to certain conditions.

IT IS THEREFORE ORDERED that a hearing in the above-captioned matter shall be scheduled to commence on January 12, 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.

IT IS FURTHER ORDERED that the Applicants and any intervenors shall file rebuttal testimony to the Staff Report, if any, by December 29, 2006.

IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed on or before December 22, 2006.

1 IT IS FURTHER ORDERED that the Applicants shall provide public notice of the hearing in
2 this matter, in the following form and style, with the heading in no less than 10 point bold type and
3 the body in no less than 10 point regular type:

4 **PUBLIC NOTICE OF HEARING ON THE**
5 **APPLICATION OF SANTA CRUZ WATER COMPANY, LLC, AND PALO VERDE**
6 **UTILITIES COMPANY, LLC, FOR THE TRANSFER OF THEIR ASSETS AND**
7 **CERTIFICATES OF CONVENIENCE AND NECESSITY**
8 **TO GLOBAL WATER – SANTA CRUZ WATER COMPANY AND GLOBAL WATER –**
9 **PALO VERDE UTILITIES COMPANY**
10 **Docket Nos. W-03576A-06-0155, W-20446A-06-0155,**
11 **SW-03575A-06-0155 and SW-20445A-06-0155**

12 On March 9, 2006, Santa Cruz Water Company, LLC and Palo Verde Utilities Company, LLC (jointly “Applicants”) filed with the Arizona Corporation Commission (“Commission”) a joint application for the transfer of their assets and Certificates of Convenience and Necessity to Global Water – Santa Cruz Water Company and Global Water – Palo Verde Utilities Company, respectively. The Commission’s Utilities Division Staff issued a Staff Report recommending approval of the application subject to certain conditions.

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

14 The Commission will hold a hearing on this matter beginning **January 12, 2007, at 10:00 a.m.**, at the Commission’s offices, 1200 West Washington Street, Phoenix, Arizona. Public comment will be taken on the first day of the hearing.

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

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

24 The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that
25 all motions to intervene must be filed on or before December 22, 2006. The granting of
26 intervention, among other things, entitles a party to present sworn evidence at hearing
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1 and to cross-examine other witnesses. Failure to intervene will not preclude any person
2 with interest in this proceeding from appearing at the hearing and making a statement on
3 such person's own behalf. You will not, however, receive any further notice of the
4 proceeding unless requested by you.

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

11 IT IS FURTHER ORDERED that the Applicants shall cause the above notice to be published
12 at least once in a newspaper of general circulation in its service territory, with publication to be
13 completed no later than **December 11, 2006**.

14 IT IS FURTHER ORDERED that the Applicants shall file certification of publication/ mailing
15 as soon as practicable after the publication/ mailing has been completed but not later than **December**
16 **29, 2006**.

17 IT IS FURTHER ORDERED that notice shall be deemed complete upon publication/ mailing
18 of same, notwithstanding the failure of an individual property owner to read or receive the notice.

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

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

24 Dated this 29th day of November, 2006

25 

26 DWIGHT D. NODES
27 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

28 Copies of the foregoing mailed/ delivered
this 29th day of November, 2006 to:

Michael Patten
ROSHKA, DeWULF & PATTEN, PLC
One Arizona Center
400 East Van Buren Street, Ste. 800
Phoenix, AZ 85004
Attorneys for Global Water Company

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

4 Ernest G. Johnson, Director
Utilities Division
5 ARIZONA CORPORATION COMMISSION
1200 West Washington
6 Phoenix, AZ 85007

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

9
10 By: 
11 Debbi Person
Secretary to Dwight D. Nodes

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