

ORIGINAL



0000064225

50

SALLQUIST, DRUMMOND & O'CONNOR,  
ATTORNEYS AT LAW  
TEMPE OFFICE  
4500 S. LAKESHORE DRIVE  
SUITE 339  
TEMPE, ARIZONA 85282

RICHARD L. SALLQUIST

PHONE (480) 839-5202  
FACSIMILE (480) 345-0412  
E-MAIL [dick@sd-law.com](mailto:dick@sd-law.com)

December 4, 2006

Arizona Corporation Commission

DOCKETED

DEC - 4 2006

DOCKETED BY nr

**HAND DELIVERY**

Ernest Johnson  
Arizona Corporation Commission  
Utilities Division  
1200 West Washington Street  
Phoenix, Arizona 85007

Re: Johnson Utilities Company Performance Bond; Docket No. WS-02987A-04-0288

Dear Mr. Johnson:

Commission Decision Nos. 68235, 68236 and 68237 required the posting of a Performance Bond as a compliance item. Attached hereto is the original Performance Bond in the amount of \$500,000 as required by those Decisions. Copies of a Notice of Filing Bond to that effect have been docketed in each Docket.

This Bond replaces the Letter of Credit docketed by the Company on January 23, 2006, which Letter expires on January 5, 2007.

If we can be of further assistance in your processing these documents, please do not hesitate to call.

Sincerely,

Richard L. Sallquist  
For the Firm

RECEIVED  
2006 DEC - 4 P 4: 43  
AZ CORP COMMISSION  
DOCUMENT CONTROL

Enclosure

cc: Docket Control (15 copies)  
Hearing Division  
Legal Division  
Brian Tompsett

# Accredited

A Property & Casualty Insurer Since 1971

Bond No. 10054804

## Bond

Know All Men By These Presents, That we, Johnson Utilities, L.L.C., as Principal and Accredited Surety and Casualty Company, Inc, A Florida corporation authorized to do business in the State of Arizona, as Surety are held and firmly bound unto the Arizona Corporation Commission in the amount of Five Hundred Thousand and 00/100 (\$500,000), lawful money of the United States of America for the payment of which the Principal and Surety are hereby jointly and severally bound.

Now Therefore, if the said Principal, or any assigns of his fails to provide competitive water and sewer services so furnished and fails to cure the fault within 30 days of the notice from the Arizona Corporation Commission, the said Surety will pay the same to the users of the Principal with the consent of the Arizona Corporation Commission as Trustee, an amount not exceeding the sum hereinabove specified, then this obligation shall be null and void; otherwise it shall remain in full force and effect.

Provided Further, that regardless of the number of years this bond shall continue in force and the number of premiums which shall be payable or paid, the Surety shall not be liable thereunder for a larger amount, in the aggregate, than the amount of the bond.

Provided Further, that should the Surety so elect, this bond may be cancelled by the Surety as to subsequent liability by giving thirty (30) days notice in writing by certified mail to Obligee.

Signed, sealed and dated this 30th day of November 2006.

Johnson Utilities, L.L.C.

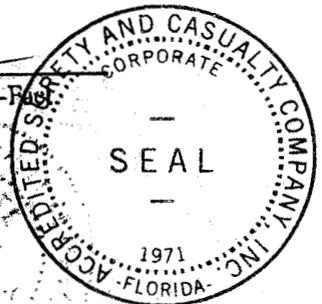
Accredited Surety and Casualty Company, Inc

By: \_\_\_\_\_

By: \_\_\_\_\_

Rosita Ciccolini

, Attorney-In-Fact



Accredited Surety and Casualty Company, Inc.  
400 South Park Avenue, Suite 320 . Winter Park, FL 32789  
P. O. Box 1630, Winter Park, FL 32790-1630

(888) 668 2791  
(407) 629 2562  
Fax (407) 629 4553

ACCREDITED SURETY AND CASUALTY COMPANY, INC.

WINTER PARK, FLORIDA

CERTIFIED POWER OF ATTORNEY No. 10054804

KNOW ALL MEN BY THESE PRESENTS: That Accredited Surety And Casualty Company, Inc. herein after referred to as "Accredited" a Florida corporation, having its principal office at 400 Park Avenue South Suite 320, Winter Park, Florida, does hereby make, constitute and appoint:

ROSITA CICCOLINI

JAMES R. OLSEN

HOPE EAVES OLSEN

Its true and lawful Attorney(s)-in-fact, with full power and authority hereby conferred to each in their separate capacity if more than one is named above, to sign, execute and deliver on its behalf surety bonds and other instruments of similar nature excluding bail bonds not to exceed:

Five Hundred Thousand Dollars (\$500,000)

The acknowledgment and execution of any such document by the said Attorney-in-Fact shall be as binding upon this company as if such bond has been executed and acknowledged by the regularly elected officers of this company. Accredited further certifies that the power is a true and exact copy of the resolution of the Board of Directors of Accredited duly adopted and now in force, to wit: "ALL bonds of the corporation shall be executed in the corporate name of the company by the President, Vice-President, Secretary, or any Assistant Secretary and they may appoint Attorneys-in-fact or agents, who shall have authority to issue bonds in the name of the Company."

IN WITNESS WHEREOF, the said ACCREDITED SURETY AND CASUALTY COMPANY, INC. has caused these presents to be executed by its authorized officer the 30 day of November, 2006

ACCREDITED SURETY AND CASUALTY COMPANY, INC.

Corporate Seal



By:

*L. Samir Jallad*

L. Samir Jallad, Vice-President

State of Florida } SS  
County of Orange } SS

On this 30 day of November, 2006, before me, a Notary Public, personally appeared the above named officer who is personally known to me, and being duly sworn, acknowledged that he signed the above Power of Attorney as President or Vice-President of the said ACCREDITED SURETY AND CASUALTY COMPANY, INC., and acknowledged said instrument to be the voluntary act of said corporation.

SARA RUSSELL  
NOTARY PUBLIC - STATE OF FLORIDA  
COMMISSION # DD324595  
EXPIRES 5/31/2008  
BONDED THRU 1-888-NOTARY1

*Sara Russell*

Notary Public, State of Florida

I, the undersigned, officer of Accredited, do hereby certify that this is a true, correct and Certified copy of Power of Attorney, In testimony whereof, I have hereunto set my hand and the seal of Accredited which is still in full force effective this \*30<sup>th</sup> day of NOVEMBER, 2006. Signed and sealed at the City of Winter Park, Florida.

ACCREDITED SURETY AND CASUALTY COMPANY, INC.

By:

*L. Samir Jallad*

L. Samir Jallad, Vice-President



\*IMPORTANT: This date must be filled in before it is attached to the bond and it must be the same date as the bond.

NOTE: For confirmation of this authority, please contact our underwriting Department at 1 888 668 2791.

NOTICE: Originals of this power of attorney are printed on security paper.

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

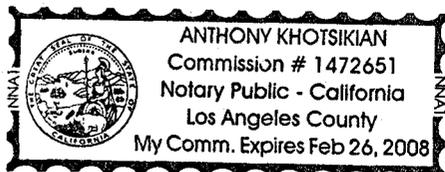
State of CALIFORNIA } ss.

County of LOS ANGELES } ss.

On 11/30/2006, before me, Anthony Khotsikian - NOTARY PUBLIC,  
Date Name and Title of Officer (e.g., "Jane Doe, NOTARY PUBLIC")

personally appeared Rosita Ciccolini- ATTORNEY-IN-FACT,

- personally known to me  
 proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Place Notary Seal Above

Signature of Notary Public

## OPTIONAL

*Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.*

### Description of Attached Document

Title or Type of Document: Bond #: 10054804

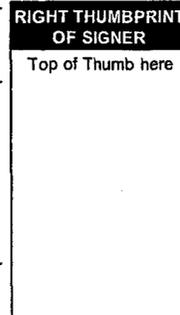
Document Date: 11/30/2006 Number of Pages: -02-

Signer(s) Other Than Named Above: \_\_\_\_\_

### Capacity(ies) Claimed by Signer

Signer's Name: \_\_\_\_\_

- Individual  
 Corporate Officer - Title(s): \_\_\_\_\_  
 Partner -  Limited  General  
 Attorney in fact  
 Trustee  
 Guardian or Conservator  
 Other: \_\_\_\_\_



Signer is Representing: ACCREDITED SURETY AND CASUALTY CO.