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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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COMMISSIONERS

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

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AZ CORP COMMISSION  
DOCUMENT CONTROL

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IN THE MATTER OF THE APPLICATION OF  
THE BURLINGTON NORTHERN AND SANTE  
FE RAILWAY COMPANY DBA AUBREY  
WATER COMPANY FOR APPROVAL OF A  
PERMANENT WATER RATE INCREASE.

DOCKET NO. W-03476A-06-0425

PROCEDURAL ORDER

**BY THE COMMISSION:**

On June 30, 2006, the Burlington Northern and Santa Fe Railway Company dba Aubrey Water Company ("Company" or "Applicant") filed the Arizona Corporation Commission ("Commission") an application for a permanent rate increase.

On July 31, 2006, pursuant to A.A.C. R14-2-103, the Commission's Utilities Division ("Staff") issued a Notice of Insufficiency on the application.

On September 21, 2006, Staff issued a Letter of Sufficiency on the Company's application and classified the Applicant as a Class D utility which would have required Staff to file its Staff Report by December 5, 2006, with a Decision due from the Commission no later than March 20, 2007.

On November 13, 2006, Staff filed a Notice of Filing ("Notice") with correspondence attached from counsel for the Company. The Notice indicates that the parties have agreed to extend the time frame by 60 days for the filing of the Staff Report with a corresponding extension of time for a Commission Decision.

Accordingly, the time frame should be suspended for 60 days from December 5, 2006, and the Staff Report should be filed by February 5, 2007, and a Commission Decision issued no later than May 21, 2007.

IT IS THEREFORE ORDERED that the time frame shall be suspended for 60 days from December 5, 2006.

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1 IT IS FURTHER ORDERED that the Staff Report shall be filed by February 5, 2007, with a  
2 Commission Decision no later than May 21, 2007.

3 DATED this 20<sup>th</sup> day of November, 2006

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6 MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

7 Copies of the foregoing mailed/delivered  
8 This 20<sup>th</sup> day of November, 2006 to:

9 Kimberly A. Grouse  
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12 Phoenix, Arizona 85004-2202  
Attorneys for Aubrey Water Co.

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16 Ernest Johnson, Director  
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19 By:   
20 Debbi Person  
21 Secretary to Marc E. Stern

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