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WILLIAM A. MUNDELL
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IN THE MATTER OF THE APPLICATION
OF H2O, INC., FOR AN EXTENSION OF
ITS EXISTING CERTIFICATE OF
CONVENIENCE AND NECESSITY

Docket No: W-02234A-00-0371

IN THE MATTER OF THE APPLICATION
OF JOHNSON UTILITIES, L.L.C., DBA
JOHNSON UTILITIES COMPANY FOR AN
EXTENSION FOR ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY
TO PROVIDE WATER AND WASTEWATER
SERVICE TO THE PUBLIC IN THE
DESCRIBED AREA IN PINAL COUNTY,
ARIZONA

Docket No: WS-02987A-99-0583

IN THE MATTER OF THE APPLICATION
OF JOHNSON UTILITIES, L.L.C., DBA
JOHNSON UTILITIES COMPANY FOR AN
EXTENSION OF ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY TO
PROVIDE WATER AND WASTEWATER
SERVICE TO THE PUBLIC IN THE
DESCRIBED AREA IN PINAL COUNTY,
ARIZONA

Docket No: WS-02987A-00-0618

IN THE MATTER OF THE APPLICATION
OF DIVERSIFIED WATER UTILITIES,
INC. TO EXTEND ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY

Docket No: W-02859A-00-0074

IN THE MATTER OF THE APPLICATION
OF QUEEN CREEK WATER COMPANY
TO EXTEND ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY

Docket No: W-01395A-00-0784

1 **APPLICATION FOR AMENDMENT TO PROCEDURAL ORDER**
2 **TO SET EXPEDITED, BIFURCATED HEARING ON**
3 **JOHNSON UTILITIES' APPLICATION TO EXPAND**
4 **ITS CERTIFICATE TO PROVIDE WASTEWATER SERVICE**

5 Johnson Utilities L.L.C. ("Johnson Utilities") respectfully requests that the
6 Administrative Law Judge amend the October 16, 2000 Procedural Order to bifurcate the
7 Johnson Utilities wastewater certificate expansion application from certain competing
8 water service expansion applications and set a separate, expedited hearing on Johnson
9 Utilities' wastewater application.
10

11 On October 15, 1999, Johnson filed an application to expand its water and
12 wastewater certificated service area. That Application was amended on several occasions
13 and the Arizona Corporation Commission Staff deemed it sufficient on July 27, 2000.
14 Three other water companies, H2O, Queen Creek and Diversified Water Utilities, filed
15 applications for water service certificate expansion that to some extent overlap and
16 compete with Johnson's water application. As a result, the Administrative Law Judge
17 issued a Procedural Order consolidating all these applications and continuing the October
18 19, 2000 hearing until March 15, 2001 in order to allow the staff to evaluate the four
19 competing water certificate expansion requests.
20
21

22 Only Johnson Utilities seeks to provide wastewater service in the expansion area
23 requested by Johnson Utilities. Neither H2O, Diversified nor Queen Creek seek to
24 provide wastewater service. Consequently, no reason exists to delay processing the
25 Johnson Utilities wastewater expansion application pending the resolution of the various
26

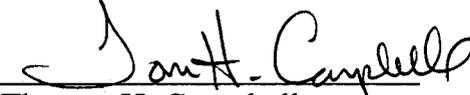
1 water service expansion applications. Johnson Utilities is willing to provide wastewater
2 service in its entire requested expansion area, even if it is not ultimately awarded the right
3 to provide water service in those areas.

4
5 Prompt resolution of Johnson Utilities' wastewater application will allow Johnson
6 to begin construction and will help the developers and property owners in the area because
7 this approach will resolve at least some of the uncertainty facing those developers and
8 landowners as a result of the competing water applications. Johnson Utilities' willingness
9 to serve these areas regardless of who provides water also will eliminate the developers'
10 and landowners' need to arrange independent and separate wastewater service.

11
12 Because no other wastewater company seeks to serve this area and no intervenors
13 have filed an opposition to Johnson Utilities' wastewater application, Johnson Utilities
14 respectfully requests that its wastewater application be set for hearing promptly and be
15 bifurcated from the ongoing competing water service applications.

16
17 RESPECTFULLY SUBMITTED this 6th day of December, 2000.

18 LEWIS AND ROCA LLP

19
20 
21 Thomas H. Campbell
22 Gregory Y. Harris
23 40 N. Central Avenue
24 Phoenix, Arizona 85004
25 (602) 262-5723

26 Attorneys for Johnson Utilities Company

LEWIS
AND
ROCA
LLP

L A W Y E R S

1 ORIGINAL and ten (10) copies
2 of the foregoing filed this 6th day
3 of December, 2000, with:

4 The Arizona Corporation Commission
5 Docket Control – Utilities Division
6 1200 W. Washington Street
7 Phoenix, Arizona 85007

8 COPY of the foregoing hand-
9 delivered this 6th day of December,
10 2000, to:

11 Karen E. Nally
12 Assistant Chief Administrative Law Judge
13 Arizona Corporation Commission
14 1200 W. Washington Street
15 Phoenix, Arizona 85007

16 Teena Wolfe, Legal Division
17 Arizona Corporation Commission
18 1200 W. Washington Street
19 Phoenix, Arizona 85007

20 Steve Olea
21 Utilities Division
22 Arizona Corporation Commission
23 1200 W. Washington Street
24 Phoenix, Arizona 85007

25 Chairman Carl Kunasek
26 Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

Commissioner Jim Irvin
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

LEWIS
AND
ROCA
LLP
LAWYERS

1 Commissioner William Mundell
2 Arizona Corporation Commission
3 1200 W. Washington Street
4 Phoenix, Arizona 85007

5 COPY of the foregoing mailed
6 this 6th day of December, 2000,
7 to:

8 Karen E. Errant
9 Norman D. James
10 Fennemore Craig
11 3003 N. Central Avenue
12 Suite 2600
13 Phoenix, Arizona 85012-2913

14 William Sullivan
15 Martinez & Curtis, P.C.
16 2712 N. 7th Street
17 Phoenix, Arizona 85008-1090

18 Charles Bischoff
19 Jorden & Bischoff, P.C.C.
20 7272 E. Indian School Road
21 Suite 205
22 Scottsdale, Arizona 85151

23 Petra Schadeberg
24 Pantano Development Ltd. Partnership
25 3408 N. 60th Street
26 Phoenix, Arizona 85018-6702

