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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

Jeff Hatch-Miller, Chairman
William A. Mundell
Mike Gleason
Kristin K. Mayes
Gary Pierce

2007 FEB 26 A 11: 38

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
CAVE CREEK WATER COMPANY FOR AN
EXTENSION OF ITS EXISTING CERTIFICATE
OF CONVENIENCE AND NECESSITY.

Docket No. W-01452A-06-0449

MOTION TO CONTINUE

Cave Creek Water Company ("Company") respectfully requests that the hearing in this matter currently scheduled to resume on Tuesday, February 27, 2007, be continued for an additional 30 days. The Company and the Town of Cave Creek ("Town") are currently engaged in settlement negotiations regarding the condemnation of the Company. The negotiations will likely result in a stipulated judgment for the condemnation of the Company's assets, which will result in this case becoming moot. The Company and the Town believe that the stipulated judgment will likely be issued within the next 30 days, subject to the resolution of the final details and transaction documents.

The Company, the Town, and Desert Hills Water Company therefore jointly request that the hearing scheduled for Tuesday, February 27, 2007 be continued for an additional 30 days. We have been advised that Staff does not oppose a continuance.

Arizona Corporation Commission

DOCKETED

FEB 26 2007

DOCKETED BY nr

1 RESPECTFULLY SUBMITTED this 26th day of February 2007.

2 ROSHKA DEWULF & PATTEN, PLC

3
4 By 

5 Timothy J. Sabo
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10 Attorneys for Cave Creek Water Company

11 SACKS TIERNEY PA

12 By 

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15 Scottsdale, Arizona 85251

16 Attorneys for the Town of Cave Creek and
17 Desert Hills Water Company

18 Original + 13 copies of the foregoing
19 filed this 26th day of February 2007, with:

20 Docket Control
21 ARIZONA CORPORATION COMMISSION
22 1200 West Washington
23 Phoenix, Arizona 85007

24 Copies of the foregoing hand-delivered/mailed
25 this 26th day of March 2007, to:

26 Lyn A. Farmer, Esq.
27 Chief Administrative Law Judge
Hearing Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

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