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March 23, 2007

Arizona Corporation Commission  
**DOCKETED**

MAR 23 2007

DOCKETED BY  
*SM*

Hearing Officer Mark Stern  
Arizona Corporation Commission  
Legal Division  
1200 West Washington  
Phoenix, Arizona 85007-2927

Re: West End Water Company for Extension of its Certificate of Convenience and Necessity (CC&N), Docket No. W-01157A-05-0706 (Walden Ranch)

Dear Judge Stern:

On March 5, 2007, the City of Surprise docketed a letter to counsel for West End Water Company directed toward the general public purpose of resolving planning and development issues implicated by two West End CC&N extension applications. Although the letter does not address the legal merits of either West End application, West End Water Company has objected to the letter as inadmissible under Rule 408. While the City of Surprise does not agree that the letter is inadmissible under Rule 408, the City is willing to request (by way of this letter), that you disregard the March 5<sup>th</sup> letter when considering the merits of the West End Water Company application to extend its certificate to serve the Walden Ranch development. Please do so.

Thank you for your patience as we work to resolve these issues.

Sincerely,

Joan S. Burke

cc: Hearing Officer Mark Stern

Original and 13 copies filed with Docket Control this 23<sup>rd</sup> Day of March, 2007.

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