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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
BARRY WONG

AZ CORP COMMISSION Arizona Corporation Commission
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In the Matter of the Application of Arizona
American Water Company for Approvals
Associated with a Transaction with the
Maricopa County Municipal Water
Conservation District Number One

DOCKET NO. W-01303A-05-0718

**TREND HOMES, INC.'S
POST-HEARING BRIEF**

Defendants.

Trend Homes, Inc. ("Trend") through its undersigned attorneys, hereby submits this Post-Hearing Brief.

Trend Homes, Inc.'s Requested Relief

Trend hereby honorably requests that the Arizona Corporation Commission ("ACC") confirm the terms contained in that certain Stipulation entered into between Arizona-American Water Company ("Arizona American"), Courtland Homes, Inc. ("Courtland"), Taylor Woodrow/Arizona, Inc. ("Taylor Woodrow"), CHI Construction Company ("CHI") and Trend dated March 19, 2007 and entered as Exhibit A-1 (the "Stipulation").

The Stipulation provides, in part, that Arizona American will not impose or seek to impose higher Water Facility Hook Up Fees (the "Hook Up Fees") on certain projects, including, without limitation, the Cortessa development, unless ordered to do so by the ACC. Additionally, the Stipulation provides that any true-ups to the Hook Up Fees that may arise in the future relating to the Hook Up Fees already paid for the projects will be based on the ACC approved

1 tariff that existed at the time payment was made.

2 **Summary of Testimony**

3 Trend is currently in the process of building homes on lots in the Cortessa development,
4 which is located within Arizona American's Agua Fria Water District. Arizona American's
5 request for increased Hook Up Fees directly impacts development costs for the Cortessa project.
6 In connection with the Cortessa development, Trend has paid Arizona American approximately
7 Two Hundred Four Thousand One Hundred Twenty Five Dollars (\$204,125.00) for Hook Up
8 Fees.
9

10 Trend, Arizona American, Taylor Woodrow, Courtland and CHI have entered into a
11 Stipulation dated March 19, 2007 which addressed the issues relating to the payment of Hook Up
12 Fees. The provisions contained in the Stipulation are acceptable to Trend.

13 RESPECTFULLY SUBMITTED this 18th day of April, 2007

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16 GREENBERG TRAUIG, LLP

17
18 By: 

1 ORIGINAL and thirteen (13) copies filed with
Docket Control April 18, 2007

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