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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

2007 MAY 16 P 1:46

MIKE GLEASON, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF:

RAYMOND R. PUGEL AND JULIE B. PUGEL AS
TRUSTEES OF THE RAYMOND R. PUGEL AND
JULIE B. PUGEL FAMILY TRUST, and ROBERT
RANDALL AND SALLY RANDALL,

DOCKET NO. W-03512A-06-0407

Arizona Corporation Commission
DOCKETED

MAY 16 2007

Complainants,

v.

PINE WATER COMPANY,

Respondent.

DOCKETED BY	NR
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ASSET TRUST MANAGEMENT CORP.,

DOCKET NO. W-03512A-06-0613

Complainant,

v.

PINE WATER COMPANY,

Respondent.

JAMES HILL and SIOUX HILL, husband and wife
as trustees of THE HILL FAMILY TRUST,

DOCKET NO. W-03512A-07-0100

Complainant,

v.

PINE WATER COMPANY,

Respondent.

BRENT WEEKES,

DOCKET NO. W-03512A-07-0019

Complainant,

v.

PINE WATER COMPANY,

Respondent.

PROCEDURAL ORDER

BY THE COMMISSION:

On June 21, 2006, Raymond R. Pugel and Julie B. Pugel, as trustees of the Raymond R. Pugel and Julie B. Pugel Family Trust, and Robert Randall and Sally Randall (collectively "Pugel

1 Complainants”), filed with the Arizona Corporation Commission (“Commission”) in Docket No. W-
2 03512A-06-0407 a Complaint (“Pugel Complaint”) against Pine Water Company (“Pine Water” or
3 “Company”). The Complaint seeks to delete property owned by the Complainants from Pine Water’s
4 certificated service area based on the allegation that Pine Water is not able to provide satisfactory and
5 adequate water service in a reasonable time and at a reasonable rate.

6 On September 25, 2006, Asset Trust Management Corp. (“ATM”) filed a similar Complaint
7 against Pine Water in Docket No. W-03512A-06-0613 (“ATM Complaint”).

8 On February 23, 2007, James Hill and Sioux Hill, as trustees of The Hill Family Trust, filed a
9 complaint (“Hill Complaint”) against Pine Water in Docket No. W-03512A-07-0100.

10 By Procedural Orders issued December 19, 2006 and April 3, 2007, respectively, he ATM
11 Complaint and the Hill Complaint were consolidated with the Pugel Complaint.

12 By Procedural Order issued January 16, 2007, this matter was scheduled for hearing to
13 commence on May 21, 2007.

14 On January 12, 2007, Brent Weekes filed a complaint (“Weekes Complaint”) against Pine
15 Water in Docket No. W-03512A-07-0019. On May 4, 2007, a Motion to Consolidate the Weekes
16 Complaint with the other previously consolidated Complaints was filed.

17 On May 8, 2007, Pine Water filed a Response in Opposition to Motion to Consolidate. The
18 Company’s objection to consolidation centered mainly on the timing of the request, considering that
19 the hearing was scheduled to begin on May 21, 2007, and there was no opportunity to pursue
20 discovery in preparation for the hearing.

21 On May 15, 2007, counsel for the Complainants requested a teleconference to discuss a
22 continuance of the hearing date. A teleconference was conducted with the parties at which time there
23 was agreement to postpone commencement of the hearing until August 6, 2007.

24 Given that the hearing is being continued, it is reasonable to grant the requested consolidation
25 of the Weekes Complaint with the other previously consolidated dockets.

26 **IT IS THEREFORE ORDERED that the Weekes Complaint (Docket No. W-03512A-07-**
27 **0019) shall henceforth be consolidated with the previously consolidated Pugel, ATM and Hill**
28 **Complaints (Docket Nos. W-03512A-06-0407, W-03512A-06-0613 and W-03512A-07-0100).**

1 IT IS FURTHER ORDERED that the May 21, 2007 hearing shall be vacated and the
2 hearing in this matter shall be rescheduled to commence on August 6, 2007, at 10:00 a.m., at the
3 offices of the Commission, 1200 West Washington, Phoenix, Arizona.

4 IT IS FURTHER ORDERED that the previously scheduled May 17, 2007 prehearing
5 conference shall be vacated and the prehearing conference shall be rescheduled for August 3,
6 2007, at 10:00 a.m., at the offices of the Commission.

7 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
8 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
9 hearing.

10 Dated this 16th day of May, 2007.

11 
12 _____
13 DWIGHT D. NODES
14 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

15 Copies of the foregoing mailed/delivered
16 this 16th day of May, 2007 to:

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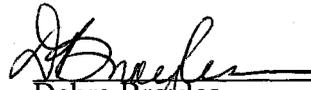
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By: 
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