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1 GLIEGE LAW OFFICES, PLLC
2 P.O. Box 1388
3 Flagstaff, AZ 86002-1388
4 (928) 226-8333

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5 John G. Gliege (#003644)
6 Stephanie J. Gliege (#022465)
7 Attorneys for the Complainants

AZ CORP COMMISSION
DOCKET CONTROL

BEFORE THE ARIZONA CORPORATION COMMISSION

8 RAYMOND R. PUGEL AND JULIE B.
9 PUGEL, husband and wife as trustees of THE
10 RAYMOND R. PUGEL and JULIE B. PUGEL
11 FAMILY TRUST,
12 and
13 ROBERT RANDALL and SALLY RANDALL,
14 husband and wife
15 Complainants,
16 v.
17 PINE WATER COMPANY, an Arizona
18 Corporation
19 Respondent..

DOCKET NO. W-03512A-06-0407

REBUTTAL TESTIMONY OF ED
MORIARITY

Arizona Corporation Commission
DOCKETED

JUL 24 2007

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18 ASSET TRUST MANAGEMENT, CORP.
19 Complainants,
20 v.
21 PINE WATER COMPANY, an Arizona
22 Corporation
23 Respondent.

DOCKET NO. W-03512A-06 -0613

24 JAMES HILL and SIOUX HILL, husband and
25 wife and as trustees of THE HILL FAMILY
26 TRUST,
27 Complainants,
28 v.
29 PINE WATER COMPANY, an Arizona
Corporation
Respondent.

DOCKET NO. W-03512A-07-0100

322

1 **BRENT WEEKES,**
2 **Complainants,**
3 **v.**
4 **PINE WATER COMPANY, an Arizona**
5 **Corporation**
6 **Respondent.**

DOCKET NO. W-03512A-07-0019

7 **Did you ask Pine Water Company to provide water service to your property?**

8 Yes

9 **Did Pine Water Company initially refuse to provide such service?**

10 Yes

11 **Did Pine Water Company give you any kind of indication when it would be able to provide such**
12 **service?**

13 At one point they said that there is a twelve year waiting list for new services.

14 **Did Pine Water Company provide you with any "will serve" letters concerning the property?**

15 No

16 **If at the end of today your property was excluded from the CC&N of Pine Water Company would**
17 **you be able to provide it water service?**

18 YES

19 **If at the end of today your property was not excluded from the CC&N of Pine Water company**
20 **would they be able to provide it water service?**

21 NO

22 **Mr. Hardcastle indicates that there is a need for regulation of the provision of domestic water**
23 **service to protect the public. Do you believe that Pine Water Company is providing adequate**
24 **service to the property owners in Pine?**

25 No

26 **DOES PINE WATER COMPANY PROVIDE SERVICE TO CUSTOMERS IN THE VICINITY**
27 **OF YOUR PROPERTY? IF SO, WHERE?**

28 Pine Water Company presently provides water service to property adjacent to the property we propose
29 for deletion from the CC&N.

1
2 **MR. HARDCASTLE ON PAGE 2 LINE 24 OF HIS TESTIMONY INDICATES THAT YOU**
3 **ARE ASKING FOR SPECIAL TREATMENT; IS THAT TRUE?**

4 We do not want special treatment. We merely want domestic water service, cannot obtain it from Pine
5 Water Company, so we have had to seek it elsewhere.

6
7 **HAVE YOU EVER ENGAGED IN DISCUSSIONS WITH MR. HARDCASTLE PERTAINING**
8 **TO WORKING COOPERATIVELY WITH PINE WATER COMPANY?**

9 No

10 **Has anyone from Pine Water Company sought to meet with you or contact you concerning**
11 **providing water to you?**

12 No

13 **HAVE YOU EVER PUBLICLY STATED THAT THERE WOULD BE NO CONSERVATION**
14 **REQUIREMENTS FOR WATER WITHIN THE PROPERTY YOU ARE SEEKING TO**
15 **DELETE FROM THE PINE WATER COMPANY CERTIFICATE OF CONVENIENCE AND**
16 **NECESSITY?**

17 **NO**

18 **HAVE YOU WITHHELD ANY INFORMATION FROM PINE WATER COMPANY?**

19 No

20 **DO YOU BELIEVE THAT WATER MAINS HAVE TO BE EXTENDED BY PINE WATER**
21 **COMPANY TO SERVE YOUR PROPERTY?**

22 No, water lines are to the property at this time, an extension is not needed.

23 **IS MR. HARDCASTLE CORRECT ON PAGE 23 LINE 23 WHERE HE STATES THAT "THE**
24 **DEVELOPERS DO NOT BELIEVE THEY SHOULD BE SUBJECT TO ANY SORT OF**
25 **CONSERVATION REQUIREMENTS" and PAGE 24 LINES 1 THROUGH 4 WHERE HE**
26 **STATES THAT "THESE DEVELOPERS WANT TO PROCEED, UNRESTRAINED, TO**
27 **DEVELOP THEIR PROPERTIES AND THEY DO NOT WANT TO PARTICIPATE IN**
28 **COMMUNITY WIDE CONSERVATION EFFORTS" ?**

29 No

1 **DOES ATM HAVE A SOURCE OF WATER WHICH IT CAN GIVE TO PINE WATER**
2 **COMPANY SO THAT THE COMPANY CAN PROVIDE SERVICE?**

3 No, ATM does not own any source of water. ATM has contracted with a water source which it can use
4 once it is deleted from the CC&N of Pine Water Company.

5 **SO YOU ARE NOT A DEVELOPER WITH A SOURCE OF WATER AS DISCUSSED BY MR.**
6 **HARDCASTLE IN HIS TESTIMONY?**

7 That is correct.

8 **YOU DO NOT HAVE THE ABILITY TO GIVE PINE WATER COMPANY ANY WATER AT**
9 **THIS TIME?**

10 That is correct.

11 **YOU REVIEWED THE TESTIMONY OF MR. HARDCASTLE AND MR. NOEL?**
12 **YES**

13 **WAS THERE ANYTHING PRESENTED WHICH INDICATED THAT PINE WATER**
14 **COMPANY IS ABLE TO PROVIDE ADEQUATE WATER SERVICE TO YOUR PARCELS**
15 **OF PROPERTY WHICH ARE THE SUBJECT MATTER OF THIS PROCEEDING AT**
16 **REASONABLE RATES?**

17 NO
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29

1 Original and 19 copies mailed/delivered
2 This 23rd day of July, 2007 to:

3 Arizona Corporation Commission
4 Attn: Docket Control
5 1200 W. Washington
6 Phoenix, AZ 85007

7 Copies of the foregoing mailed/delivered
8 This 23rd day of July, 2007 to:

9 Kevin O. Torrey
10 Attorney, Legal Division
11 Arizona Corporation Commission
12 1200 W. Washington Street
13 Phoenix, AZ 85007
14 ktorrey@azcc.gov

15 Christopher Kempley, Chief Counsel
16 Legal Division
17 Arizona Corporation Commission
18 1200 W. Washington Street
19 Phoenix, AZ 85007

20 Ernest G. Johnson, Director
21 Utilities Division
22 Arizona Corporation Commission
23 1200 W. Washington Street
24 Phoenix, AZ 85007

25 Jay L. Shapiro
26 Fennemore Craig
27 3003 North Central Ave. Ste 2600
28 Phoenix, AZ 85012-2913
29 JSHAPIRO@fclaw.com

30 David W. Davis, ESQ.
31 Turley, Swan & Childers, P.C.
32 3101 N. Central, Suite 1300
33 Phoenix, AZ 85012-2643
34 ddavis@tsc-law.com

35 Robert M. Cassaro
36 PO Box 1522
37 Pine, AZ 85544

38 William F. Haney
39 3018 E. Mallory St.
40 Mesa, AZ 85213

41 Barbara Hall
42 PO Box 2198
43 Pine, AZ 85544