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1 Richard L. Sallquist
Sallquist, Drummond & O'Connor, P.C.
2 4500 South Lakeshore Drive
Suite 339
3 Tempe, Arizona 85282
Phone: (480) 839-5202
4 Fax: (480) 345-0412

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AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

SEP 28 2007

BEFORE THE ARIZONA CORPORATION COMMISSION

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7)
8 IN THE MATTER OF THE APPLICATION)
9 OF JOHNSON UTILITIES COMPANY FOR)
10 AN EXTENSION OF ITS CERTIFICATE OF)
CONVENIENCE AND NECESSITY FOR)
WATER AND WASTEWATER SERVICE.)

DOCKET NO. WS-02987A-04-0889

REQUEST FOR PROCEDURAL
ORDER TO EXTEND
COMPLIANCE DATE OF
DECISION NO. 68236

11
12 Johnson Utilities, LLC, ("Johnson" or the "Company") hereby files this Request for a
13 Procedural Order regarding Compliance with the Subject Decision on the basis set forth herein.

14 1. The Compliance Items set forth in Decision No. 68236, dated October 25, 2005,
15 (the "Decision") regarding subsequent filings to be made by the Company related to that
16 Certificate of Convenience and Necessity Extension Application, have previously been
17 completed and docketed with the Commission. The Decision required that the Company file a
18 full rate application for its water and wastewater divisions based upon the Test Year 2006, and
19 that filing be made by May 1, 2007.

20 2. On March 30, 2007, the Company filed an Application with the Commission
21 requesting the Commission's authority to sell all of the water and wastewater assets (the
22 "Assets") owned by the Company to the Town of Florence (the "Town"), and further requesting
23

1 that the Commission cancel all Certificates of Convenience and Necessity previously issued by,
2 or pending before, the Commission.

3 4. On that same day, the Company filed a "Notice of Compliance with Decision No.
4 68236, or alternatively, a Motion to Extend Compliance Dates", citing the pending Application
5 for sale of the Assets to the Town, and requesting a December 31, 2007 Test Year with a June
6 30, 2008 filing date.

7 5. On April 13, 2005 the Commission Staff filed a Staff Report recommending a
8 June 30, 2007 Test Year with a December 31, 2007 filing date.

9 6. The Company responded on April 26, 2007 supporting certain of Staff's
10 recommendations, but asking the Commission to reconsider the Company's proposed year end
11 Test Year.

12 7. Subsequent to that correspondence, numerous discussions between Company and
13 Staff representatives have taken place, discussing the problems and virtues of the requested
14 extension.

15 8. On September 18, 2007, Counsel for the Company received the attached letter
16 form Chief Counsel for the Commission supporting the extension, with the qualifications as
17 stated therein. The Company concurs with Staff's qualifications.

18 WHEREFORE, the Company respectfully requests that the Hearing Division issue a
19 Procedural Order extending the compliance dates as recommended by Staff.

20 ...
21 ...
22 ...
23 ...

1 RESPECTFULLY submitted this ^{28th} day of September 2007.

3 SALLQUIST, DRUMMOND & O'CONNOR, P.C.

4 By: Richard L. Sallquist
5 Richard L. Sallquist
6 4500 South Lakeshore Drive, Suite 339
7 Tempe, Arizona 85282
8 Phone: (480) 839-5202
9 Fax: (480) 345-0412

9 Original and fifteen copies of the
10 foregoing filed this ^{29th} day
11 of September 2007:

11 Docket Control
12 Arizona Corporation Commission
13 1200 West Washington
14 Phoenix, Arizona 85007

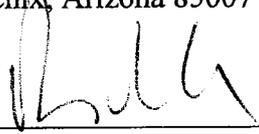
14 A copy of the foregoing
15 mailed/hand delivered this
16 ^{29th} day of September 2007, to:

16 Brian C. McNeil
17 Arizona Corporation Commission
18 Executive Secretary
19 1200 West Washington Street
20 Phoenix, Arizona 85007

18 Hearing Division
19 Arizona Corporation Commission
20 1200 West Washington
21 Phoenix, Arizona 85007

21 Utilities Division
22 Arizona Corporation Commission
23 1200 West Washington
Phoenix, Arizona 85007

1 Legal Division
Arizona Corporation Commission
2 1200 West Washington
Phoenix, Arizona 85007

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