

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 68235, 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.

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1 RESPECTFULLY submitted this 20th day of September 2007.

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

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

9 Original and fifteen copies of the
10 foregoing filed this 20th 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 20th 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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