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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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

2007 OCT -4 A 8: 16
AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE OF THE
APPLICATION OF KEATON DEVELOPMENT
COMPANY FOR AN EXTENSION OF ITS
CERTIFICATE OF CONVENIENCE AND
NECESSITY FOR THE PROVISION OF WATER
SERVICE IN PORTIONS OF LA PAZ COUNTY,
ARIZONA.

DOCKET NO. W-02169A-07-0098

PROCEDURAL ORDER

BY THE COMMISSION:

On February 13, 2007, Keaton Development Company ("Applicant" or "Company") filed an application for an extension of its existing Certificate of Convenience and Necessity ("Certificate") with the Arizona Corporation Commission ("Commission") to provide public water service in various parts of La Paz County, Arizona.

On March 9, 2007, the Commission's Utilities Division ("Staff") issued a notice of insufficiency which indicated that the Company's application had not met the sufficiency requirements of A.A.C. R14-2-411(C).

On September 28, 2007, Staff issued a notice of sufficiency to the Company.

In accordance with A.R.S. § 41-1074(A), the application herein is deemed administratively complete.

Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that a **hearing** shall commence on **November 30, 2007, at 9:30 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona 85007.

...

Arizona Corporation Commission

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1 IT IS FURTHER ORDERED that the **Staff Report and associated exhibits** to be presented
2 at hearing on behalf of Staff shall be reduced to writing and filed on or before 4:00 p.m. on
3 **November 2, 2007.**

4 IT IS FURTHER ORDERED that any **objections** to the Staff Report and associated exhibits
5 to be presented at hearing by Applicant shall be reduced to writing and filed on or before 4:00 p.m.
6 on **November 12, 2007.**

7 IT IS FURTHER ORDERED that **intervention** shall be in accordance with A.A.C. R14-3-
8 105, except that all motions to intervene must be filed on or before **November 9, 2007.**

9 IT IS FURTHER ORDERED that Arizona American Water Company shall provide public
10 notice of the hearing in this matter, in the following form and style:

11 **PUBLIC NOTICE OF THE HEARING FOR KEATON DEVELOPMENT COMPANY**
12 **FOR AN EXTENSION OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY**
13 **(Docket No. W-02169A-07-0098)**

14 On February 13, 2007, Keaton Development Company (“Company”) filed an
15 application for an extension of its Certificate of Convenience and Necessity to
16 provide public water service to various parts of La Paz County, Arizona.

17 The application is available for inspection during regular business hours at the offices
18 of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona
19 and at the Applicant’s office, [insert office address]] and on the internet via the
20 Commission website (www.azcc.gov) using the e-docket function.

21 The Commission will hold a hearing on this matter commencing on **November 30,**
22 **2007, at 9:30 a.m.,** at the Commission’s offices, 1200 West Washington Street,
23 Phoenix, Arizona. Public comments will be taken on the first day of the hearing.

24 The law provides for an open public hearing at which, under appropriate
25 circumstances, interested parties may intervene. Intervention shall be permitted to
26 any person entitled by law to intervene and having a direct and substantial interest in
27 the matter. Persons desiring to intervene must file a written motion to intervene with
28 the Commission, which motion should be sent to Applicant or its counsel and to all
parties of record, and which, at the minimum, shall contain the following:

1. The name, address, and telephone number of the proposed intervener and of any party upon whom service of documents is to be made if different than the intervener.
2. A short statement of the proposed intervener's interest in the proceeding (e.g., a customer of Applicant, a shareholder of Applicant, a competitor, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Applicant or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before November 9, 2007. The

1 granting of intervention, among other things, entitles a party to present sworn
2 evidence at hearing and to cross-examine other witnesses. However, failure to
3 intervene will not preclude any customer from appearing at the hearing and making a
4 statement on such customer's own behalf.

5 If you have any questions or concerns about this application or have any objections
6 to its approval, or wish to make a statement in support of it, you may write the
7 Consumer Services Section of the Commission at 1200 West Washington Street,
8 Phoenix, Arizona 85007 or call 1-800-222-7000 or appear at the hearing and make
9 comment.

10 The Commission does not discriminate on the basis of disability in admission to its
11 public meetings. Persons with a disability may request a reasonable accommodation
12 such as a sign language interpreter, as well as request this document in an alternative
13 format, by contacting Linda Hogan, ADA Coordinator, voice phone number 602/542-
14 3931, E-mail lhogan@azcc.gov. Requests should be made as early as possible to
15 allow time to arrange the accommodation.

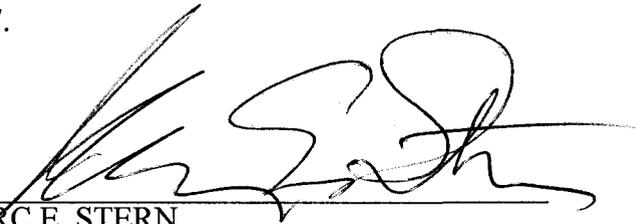
16 IT IS FURTHER ORDERED that Keaton Development Company shall cause the above
17 **notice to be published** at least once in a newspaper of general circulation in its service territory, with
18 publication to be completed no later than **October 26, 2007**.

19 IT IS FURTHER ORDERED that Keaton Development Company file certification of
20 publication as soon as practicable after the publication has been completed.

21 IT IS FURTHER ORDERED that notice shall be deemed complete upon publication of same,
22 notwithstanding the failure of an individual or entity to read or receive the notice.

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

26 Dated this 4TH day of October, 2007.

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MARC E. STERN
ADMINISTRATIVE LAW JUDGE

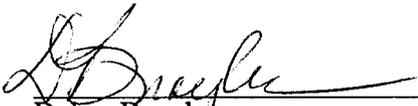
1 Copies of the foregoing mailed/delivered
2 this 4th day of October, 2007 to:

3 Richard L. Sallquist
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5 4500 South Lakeshore Drive, Suite 339
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12 Phoenix, AZ 85007

13 Ernest G. Johnson, Director
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17 Phoenix, AZ 85007

18 ARIZONA REPORTING SERVICE, INC.
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20 Phoenix, AZ 85004-1481

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By: 
Debra Broyles
Secretary to Marc E. Stern