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ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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January 9, 2008  
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ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

Bernice E. Winandy  
19529 N. 98<sup>th</sup> Avenue  
Peoria, Arizona 85382

DOCKETED BY

Re: Pine Water Company's Application to Encumber a Part of the Plant System and Issue Evidence of Indebtedness (Docket No. **W-03512A-07-0362**)

Dear Ms. Winandy:

In your e-mail message to me of January 1, 2008, you expressed concerns about the timeliness of the Arizona Corporation Commission's decision in this matter and your perception that the Commission has become involved with local politics to the extent of possibly influencing the outcome of an effort to recall members of the Pine Strawberry Water Improvement District (PSWID) Board.

Contrary to what you may have been told, the Chairman is not generally charged with scheduling matters before the Commission. In cases such as this one, which is subject to a formal hearing process administered by the Commission's Hearing Division, the issuance of a Recommended Opinion and Order (ROO) by the presiding Administrative Law Judge (ALJ) is prerequisite to the Commission's decision. When the ALJ is able to issue the ROO depends on the interplay of number of factors including, but by no means limited to, any applicable processing time-frames, the amount and complexity of testimony entered into the evidentiary record, procedural and informational requests made by parties and Commissioners, and demands imposed on the ALJ's schedule arising from his or her obligations to other cases. I share your desire for a speedy decision in this matter and have full confidence that Judge Nodes is appropriately administering the proceedings as expeditiously as the circumstances permit.

I also appreciate your view that the key question in this docket should be narrowly viewed as whether or not the Commission should authorize Pine Water Company to take on debt related to the K-2 well. In fact, I chose not to participate in the December 4, 2007 Public Comment Meeting because I anticipated on the basis of my previous experience in Pine that the meeting was unlikely to stay focused on that subject. Nothing I have learned since has caused me to regret my decision.

Finally, I am troubled by your perception that the Commission is in position to potentially affect the outcome of a PSWID recall election, especially to any extent that such a perception may have arisen from or been fostered by the Commission's December 4, 2007 Public Comment Meeting. In any event, I have no interest in the PSWID recall

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election and consider the outcome of such an election and the Commission's decision in this case to be mutually irrelevant.

Sincerely,

A handwritten signature in cursive script that reads "Mike Gleason".

Mike Gleason  
Chairman

C: Commissioner William A. Mundell  
Commissioner Jeff Hatch-Miller  
Commissioner Kristin K. Mayes  
Commissioner Gary Pierce  
Dean Miller, Interim Executive Director  
Dwight Nodes