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BEFORE THE ARIZONA CORPORATION COMMISSION

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- 7

JAN 10 10 2 32

8 IN THE MATTER OF THE APPLICATION OF
 9 CHAPARRAL CITY WATER COMPANY,
 10 INC., AN ARIZONA CORPORATION, FOR A
 11 DETERMINATION OF THE FAIR VALUE OF
 ITS UTILITY PLANT AND PROPERTY AND
 FOR INCREASES IN ITS RATES AND
 CHARGES FOR UTILITY SERVICE BASED
 THEREON.

Docket No. W-02113A-07-0551

Arizona Corporation Commission

DOCKETED

JAN 10 2008

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RUCO'S RESPONSE TO THE UTILITIES DIVISION'S MOTION TO SUSPEND TIME CLOCK

14 The Residential Utility Consumer Office ("RUCO") responds to the Utilities Division's
 15 ("Staff") Motion to Suspend Time Clock ("Motion") as follows. RUCO agrees with Staff's
 16 Motion and joins in for the reasons set forth in Staff's Motion.

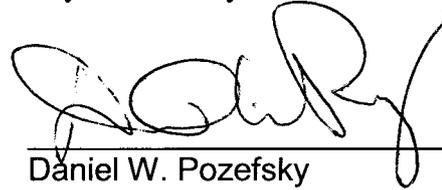
17 It would be an exercise in futility to enforce the time clock Rule in this case, given that
 18 the Company has another proceeding ("the Remand Case") pending (Docket No. W-02113A-
 19 0400616) in which rates are at issue. The reasons why the Commission should wait until the
 20 Remand Case is finished should be obvious. The method that the Commission adopts in the
 21 remand proceeding for establishing the Fair Value Rate of Return ("FVROR) will, at the very
 22 least, provide guidance to the parties on how the Commission should proceed in this case.
 23 Should this case proceed prior to the conclusion of that matter, the parties would be
 24 establishing positions without the benefit of knowing how the Commission intends to handle

1 the FVROR matter. In other words, it is highly likely that the parties' efforts will be useless.
2 The Company's position opposing Staff's Motion would result in the Commission placing the
3 "cart before the horse."

4 Staff is also correct in that allowing these two matters to proceed concurrently will also
5 affect each party's analysis of the revenue requirement and rate design.

6 For the foregoing reasons, RUCO respectfully requests that the Commission grant
7 Staff's Motion.

8
9 RESPECTFULLY SUBMITTED this 10th day of January 2008.

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11 

12 Daniel W. Pozefsky
Attorney

13 AN ORIGINAL AND THIRTEEN COPIES
14 of the foregoing filed this 10th day
of January 2008 with:

15 Docket Control
16 Arizona Corporation Commission
1200 West Washington
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17 COPIES of the foregoing hand delivered/
18 mailed this 10th day of January 2008 to:

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