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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

2008 JAN 24 P 2:15

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

DOCKETED

JAN 24 2008

AZ CORP COMMISSION
DOCKET CONTROL

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IN THE MATTER OF THE APPLICATION OF
LIVCO WATER COMPANY FOR A RATE
INCREASE.

DOCKET NO. W-02121A-07-0506

IN THE MATTER OF THE APPLICATION OF
LIVCO WATER COMPANY FOR THE
APPROVAL OF AUTHORITY TO ISSUE LONG-
TERM PROMISSORY NOTES OR BONDS AND
OTHER EVIDENCE OF INDEBTEDNESS.

DOCKET NO. W-02121A-07-0688

PROCEDURAL ORDER

BY THE COMMISSION:

On August 31, 2007, Livco Water Company ("Livco" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for an increase in rates in Docket No. W-02121A-07-0506 ("Rate Case").

On September 28, 2007, the Commission's Utilities Division ("Staff") issued a Letter of Deficiency regarding the application.

On October 12, 2007, the Company filed a response to the deficiency letter with various attachments.

On November 1, 2007, Staff issued a Letter of Sufficiency in the Rate Case and classified Livco as a Class D water utility.

On December 14, 2007, Livco filed with the Commission, an application for approval of authority to issue long-term promissory notes or bonds and other evidence of indebtedness in Docket No. W-02121A-07-0506 ("Finance Case").

On December 19, 2007, Staff filed a Motion to Consolidate the Rate Case and Finance Case dockets. Staff stated that the matters are related and consolidation would assist the Commission in its evaluation of both applications.

1 On December 24, 2007, the Company filed a Response to Staff's Motion to Consolidate.
2 Livco indicated that it does not oppose Staff's request to consolidate the above-captioned dockets.

3 By Procedural Order issued January 3, 2008, the Rate Case and Financing Case dockets were
4 consolidated.

5 On January 15, 2008, as amended on January 16, 2008, Staff filed its Staff Report in the
6 consolidated dockets.

7 On January 23, 2008, Livco filed Objections to the Staff Report.

8 IT IS THEREFORE ORDERED that Staff shall file a Response to the Company's
9 Objections by no later than February 1, 2008. Staff's Response should include an explanation
10 of its proposed rate design which treats 5/8 inch and 3/4 inch residential and commercial
11 customers differently (i.e., does not impose commodity charges on commercial customers for
12 the first 3,000 gallons of usage).

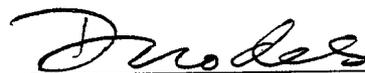
13 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
14 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
15 hearing.

16 DATED this 24th day of January, 2008.

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DWIGHT D. NODES

ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

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22 Copies of the foregoing mailed/delivered
23 this 24th day of January, 2008 to:

24

25 Richard L. Sallquist
26 SALLQUIST & DRUMMOND
27 4500 S. Lakeshore Dr., Suite 339
28 Tempe, AZ 85282
Attorneys for Livco Water Co.

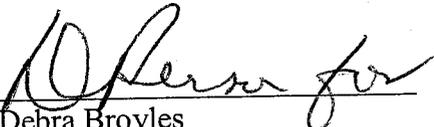
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7 By:


8 Debra Broyles
9 Secretary to Dwight D. Nodes

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