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ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION

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

2008 FEB 15 P 1:45

AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
DOCKETED

FEB 15 2008

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
JOHNSON UTILITIES COMPANY, LLC FOR AN
EXTENSION OF ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY.

DOCKET NO. WS-02987A-06-0667

PROCEDURAL ORDER

BY THE COMMISSION:

On October 16, 2006, Johnson Utilities, L.L.C. ("Applicant" or "Johnson") filed with the Arizona Corporation Commission ("Commission") an application for an extension of its water and sewer Certificate of Convenience and Necessity ("Certificate" or "CC&N") to include the developments known as Monterra, Montessa, Florence Plaza, and portions of Walker Butte.

On November 14, 2006, the Commission's Utilities Division ("Staff") filed a Letter of Insufficiency.

On January 30, 2007, Applicant filed its Response to Staff's Insufficiency Letter.

On March 2, 2007, Staff filed its second Insufficiency Letter.

On April 11, 2007, Applicant filed its Response to Staff's second Insufficiency Letter.

On May 8, 2007, Staff filed a Sufficiency Letter in this docket indicating that the Applicant's application has met the sufficiency requirements as outlined in the Arizona Administrative Code ("A.A.C.")

On May 14, 2007, by Procedural Order, the hearing on this matter was set to be held on July 9, 2007.

On June 7, 2007, Applicant filed a Request for Continuance, which stated that due to Arizona Department of Water Resources compliance issues the matter needed to be continued indefinitely. No objections were filed to Johnson's request.

1 On June 19, 2007, by Procedural Order, Applicant's request for a continuance was granted
2 and the time clock in this matter was suspended.

3 On June 29, 2007, Johnson filed its Affidavit of Publication, stating that publication was
4 completed on June 14, 2007. Johnson also docketed a letter requesting that the July 9, 2007, hearing
5 date be reserved for public comment only.

6 On July 9, 2007, a public comment session was held.

7 On December 13, 2007, Johnson filed a Request to Set Hearing Date ("Request") stating it
8 had resolved the ADWR compliance issues and Johnson submitted a letter from ADWR authorizing
9 Johnson to continue approving and recording subdivision plats in the proposed extension area.

10 On December 19, 2007, by Procedural Order, Staff was directed to respond to Applicant's
11 Request to Set Hearing Date by January 14, 2008.

12 On January 14, 2008, Staff filed its Response to Johnson's Request to Set Hearing Date stating
13 that Staff has no objections to Applicant's request.

14 On February 12, 2008, by Procedural Order, the hearing was reset to commence on March 31,
15 2008.

16 On February 14, 2008, a telephonic procedural conference was held with the parties and
17 counsel for Johnson requested a continuance of the hearing in this matter. Staff had no objection to
18 the continuance.

19 Good cause has been shown and the hearing in this matter should be continued.

20 IT IS THEREFORE ORDERED that the **hearing in this matter is continued to April 16,**
21 **2008, at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West
22 Washington Street, Room 100, Phoenix, Arizona.

23 IT IS FURTHER ORDERED that **all other timeframes set forth in the February 12, 2008**
24 **Procedural Order shall remain in effect.**

25 IT IS FURTHER ORDERED that the timeclock in this matter is suspended.

26 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
27 Communications) continues to apply to this proceeding as the matter is now set for public hearing.

28 ...

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

4 DATED this 15th day of February, 2008.

6 
7 YVETTE B. KINSEY
8 ADMINISTRATIVE LAW JUDGE

9
10 Copies of the foregoing mailed/delivered
this 15th day of February, 2008 to:

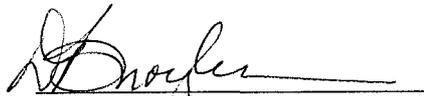
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26 By: 
27 Debra Broyles
Secretary to Yvette B. Kinsey

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