

ORIGINAL



0000081991

BEFORE THE ARIZONA CORPORATION COMMISSION
RECEIVED

COMMISSIONERS

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

2008 FEB 19 P 4: 35

AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
DOCKETED

FEB 19 2008

DOCKETED BY	nr
-------------	----

IN THE MATTER OF THE APPLICATION
OF ICR WATER USERS ASSOCIATION,
INC. FOR DETERMINATION OF THE
CURRENT FAIR VALUE OF ITS UTILITY
PLANT AND PROPERTY AND FOR
INCREASES IN ITS RATES AND
CHARGES FOR UTILITY SERVICES

DOCKET NO. W-02824A-07-0388

**ICR WATER USERS
ASSOCIATION, INC.'S REQUEST
TO JOIN STAFF'S MOTION FOR
AN EXTENSION OF TIME**

ICR Water Users Association, Inc. ("ICR") requests to join in the Arizona Corporation Commission ("Commission") Staff's Motion for an Extension of Time ("Motion") and proposes a new procedural schedule to adjust the deadlines set forth in the January 8, 2008 Procedural Order in this matter.

At the January 8, 2008 hearing, Administrative Law Judge Marc E. Stern granted Mr. Dayne Taylor's intervention, reset the hearing, and issued a new procedural schedule. The January 8, 2008 Procedural Order set the following schedule:

- February 1, 2008 Mr. Taylor to file direct testimony and associated exhibits.
- February 22, 2008 ICR to file rebuttal testimony and associated exhibits; and Staff to file amended Staff Report.
- March 14, 2008 Mr. Taylor to file surrebuttal testimony and associated exhibits.
- April 7, 2008 Parties to file objections to any testimony and exhibits which have been prefiled as of March 14, 2008.
- April 16, 2008 Hearing; rejoinder testimony and associated exhibits to be presented at the hearing.

On February 15, 2008, Staff filed its Motion requesting the Commission to extend the deadline to file its amended Staff Report from February 22, 2008 to March 14, 2008. ICR does

Snell & Wilmer

LLP
LAW OFFICES
One Arizona Center, 400 E. Van Buren
Phoenix, Arizona 85004-2202
(602) 382-6000

1 not oppose Staff's Motion, but in reviewing the schedule above, Staff's extension request
2 requires an adjustment to all deadlines and should apply to all parties. For example, Judge Stern
3 set the February 22nd deadline for both ICR and Staff. ICR requests that it be permitted to file
4 its rebuttal testimony at the same time Staff files its amended Staff Report. In addition, Staff's
5 Motion requests that the amended Staff Report be filed on the same date as Mr. Taylor's
6 surrebuttal testimony, creating a conflict between Staff and Mr. Taylor. As such, ICR requests
7 to join in Staff's Motion and proposes the following amended procedural schedule:

- 8
- | | | |
|----|------------------|--|
| 9 | February 1, 2008 | Mr. Taylor to file direct testimony and associated exhibits. |
| 10 | March 14, 2008 | ICR to file rebuttal testimony and associated exhibits; and Staff to file amended Staff Report. |
| 11 | April 4, 2008 | Mr. Taylor to file surrebuttal testimony and associated exhibits. |
| 12 | April 11, 2008 | Parties to file objections to any testimony and exhibits which have been prefiled as of April 4, 2008. |
| 13 | April 16, 2008 | Hearing; rejoinder testimony and associated exhibits to be presented at the hearing. |

14 This proposed modified procedural schedule equitably adjusts all deadlines to allow all
15 parties enough time to prepare for the April 16th hearing. For these reasons, ICR requests the
16 Commission to amend the January 8, 2008 Procedural Order with the proposed dates set forth
17 herein.

18 RESPECTFULLY submitted this 19th day of February, 2008.

19

20 SNELL & WILMER

21

22 

23 _____

24 Robert J. Metli
25 Marcie A. Shuman
26 One Arizona Center
27 Phoenix, Arizona 85004-2202
28 Attorneys for ICR Water Users Association, Inc.

1 ORIGINAL AND THIRTEEN (13) copies
2 filed this 19th day of February, 2008, with:

3 Docket Control
4 ARIZONA CORPORATION COMMISSION
5 1200 West Washington
6 Phoenix, Arizona 85007

7 COPY of the foregoing hand-delivered
8 this 19th day of February, 2008, to:

9 Judge Marc E. Stern
10 ARIZONA CORPORATION COMMISSION
11 1200 West Washington
12 Phoenix, Arizona 85007

13 COPY of the foregoing mailed
14 this 19th day of February, 2008, to:

15 Mr. Dayne Taylor
16 13868 North Grey Bears Trail
17 Prescott, AZ 86305

18 
19 _____

20
21
22
23
24
25
26
27
28