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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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

2008 FEB 22 P 4: 36

AZ CORP COMMISSION
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FEB 22 2008

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IN THE MATTER OF THE APPLICATION
OF DOUBLE DIAMOND UTILITIES, INC.
FOR AN EXTENSION OF ITS CERTIFICATE
OF CONVENIENCE AND NECESSITY TO
PROVIDE WATER SERVICE AND
WASTEWATER SERVICE IN MOHAVE
COUNTY.

DOCKET NO. WS-20543A-07-0435

PROCEDURAL ORDER

BY THE COMMISSION:

On July 23, 2007, Double Diamond Utilities, Inc. ("DDU" or "Applicant") filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity ("Certificate" or "CC&N") to provide water and wastewater services for a master planned community known as The Ranch at White Hills in Mohave County, Arizona.

On August 20, 2007, the Commission's Utilities Division ("Staff") filed an Insufficiency Letter in this docket.

On August 27, 2007, Applicant filed its Response to Staff's Insufficiency Letter.

On September 6, 2007, Staff filed a Sufficiency Letter in this docket indicating DDU's application had met the sufficiency requirements as outlined in the Arizona Administrative Code ("A.A.C.").

On September 11, 2007, by Procedural Order, the matter was set for hearing and Staff was directed to file its Staff Report in this matter on or before October 2, 2007.

On September 18, 2007, Staff filed a Motion to Extend Deadline to prepare the Staff Report in this matter. Staff requested an extension of its deadline to file its Staff Report until November 2, 2007. Staff also requested that the other procedural deadlines established in this matter be reset.

On September 20, 2007, Applicant filed a Response to Staff's Motion to Extend stating Applicant did not object to an extension of time for Staff to file its Staff Report until November 2, 2007.

1 On December 3, 2007, a full public hearing was held in this matter. At the conclusion of the
2 hearing, the parties were directed to file late-filed exhibits.

3 On December 6, 2007, a Procedural Order was issued governing the timeframes for the filing
4 of late-filed exhibits and the timeclock in this matter was extended accordingly.

5 On December 31, 2007, Applicant filed information requested by the ALJ concerning
6 outstanding liens and a Request for Waiver from the requirement that it file documentation
7 concerning liens against its affiliated entities. Applicant states that there are no liens against DDU
8 and that all but one lien against affiliated entities have been released and/or discharged. The lien is a
9 mechanic's lien against Milano Residences, LLC ("Milano").

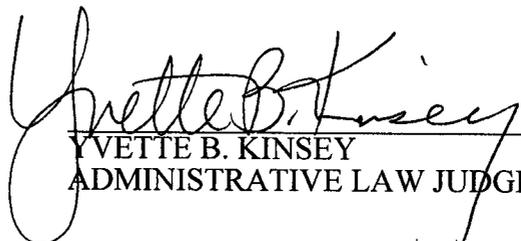
10 Applicant has complied with the request as far as liens against DDU, and has provided
11 sufficient information as to liens against its affiliates. Good cause has been shown for granting
12 DDU's Request for Waiver.

13 **IT IS THEREFORE ORDERED that DDU's Request for Waiver from the requirement**
14 **that it file documentation discussing any remaining liens is hereby granted.**

15 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
16 Communications) continues to apply to this proceeding and shall remain in effect until the
17 Commission's Decision in this matter is final and non-appealable.

18 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
19 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

20 Dated this 22nd day of February, 2008.

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24 YVETTE B. KINSEY
25 ADMINISTRATIVE LAW JUDGE

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1 Copies of the foregoing mailed/delivered
2 this 22nd day February, 2008 to:

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By: 
Debra Broyles
Secretary to Yvette B. Kinsey