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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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COMMISSIONERS

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

DOCKET NO. W-02500A-05-0443

IN THE MATTER OF THE APPLICATION OF
GOODMAN WATER COMPANY FOR AN
EXTENSION OF ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY.

PROCEDURAL ORDER

BY THE COMMISSION:

On February 2, 2006, in Decision No. 68444, the Arizona Corporation Commission ("Commission") approved the application for extension of the Certificate of Convenience and Necessity ("CCN" or "Certificate") of Goodman Water Company ("Goodman" or "Company"). Two of the conditions of the extension imposed in Decision No. 68444 were that Goodman file a Main Extension Agreement ("MXA") and a copy of the developer's Certificate of Assured Water Supply ("CAWS") for the extension area within 365 days of the effective date of the Order, or February 2, 2007.

On January 30, 2007, Goodman filed a Motion for Extension of Time, requesting that the deadlines for filing the MXA and Certificate of Assured Water Supply be extended to February 2, 2008. Goodman's existing customers are located in Pima County. The extension area is located in Pinal County, contiguous to the northern boundary of Pima County. Pima County provides wastewater treatment services to the existing customers of Goodman Water Company and is contractually committed to serve any future customers located within the existing CC&N boundary. The developer had believed that the Pima County Wastewater Management Agency ("PCWWMA") would also provide wastewater services to customers located within the extension area. Goodman learned later that the PCWWMA would not agree to provide utility services in southern Pinal County, and Goodman requested an extension of time from the Commission to file a MXA or CAWS for the

1 extension area, so that it could determine whether it would need to form a private wastewater
2 company, or whether a public entity would provide the service.

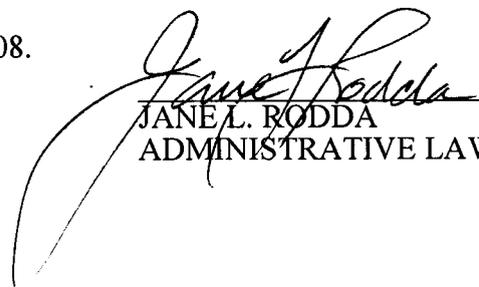
3 By Procedural Order dated May 9, 2007, the Commission extended the deadline in Decision
4 No. 68444 to file the MXA and CAWS until February 2, 2008. Decision No. 68444 provided further
5 that any further extensions of the deadline for filing the CAWS and MXA would be conditioned upon
6 Goodman filing, by December 31, 2007, an application for a Certificate of Convenience and
7 Necessity to provide wastewater service in the area, or demonstrating that a non-jurisdictional entity
8 would provide wastewater service in the area.

9 On December 28, 2007, Goodman filed a Motion for Extension of Time, seeking an extension
10 of the deadline to file the MXA and CAWS until February 2, 2010. Goodman attached the affidavit
11 of Frank Bangs, Jr., counsel to Eagle Crest West, LLC, the developer of the affected real estate
12 project, that indicates the Pima County Regional Wastewater Reclamation Department ("PCRWRD")
13 has agreed to provide wastewater treatment services to the extension area. The Company indicates
14 that for Pima County to proceed in providing service, the County will need to enter into a sewer
15 service agreement with the developer and an intergovernmental agreement with Pinal County.

16 The Commission's Utilities Division Staff ("Staff") should file a response to the Company's
17 Motion, indicating Staff's recommendation to the Commission.

18 IT IS THEREFORE ORDERED that **Staff shall file a response** to Goodman Water
19 Company's Motion by **March 28, 2008**. Staff's filing shall include Staff's recommendation to the
20 Commission regarding the Company's request.

21 DATED this 25th day of February, 2008.



JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

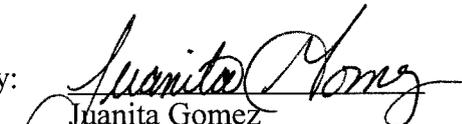
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23 Copies of the foregoing mailed
24 this 25th day of February, 2008 to:

25 Goodman Water Company
26 6340 N. Campbell Ave., Suite 278
Tucson, Arizona 85718

27 Mr. Michael McNulty
Lewis and Roca, LLP
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Tucson, Arizona 85701

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7
8 By: 
Juanita Gomez
9 Secretary to Jane L. Rodda

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