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BEFORE THE ARIZONA CORPORATION COMMISSION

256/n

COMMISSIONERS

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

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AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

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IN THE MATTER OF THE APPLICATION OF
ICR WATER USERS ASSOCIATION, INC. FOR
A PERMANENT RATE INCREASE.

DOCKET NO. W-02824A-07-0388

PROCEDURAL ORDER

BY THE COMMISSION:

On June 26, 2007, ICR Water Users Association, Inc. ("Company" or "Applicant") filed with the Arizona Corporation Commission ("Commission") an application for an increase in its permanent rates and charges.

On July 26, 2007, the Commission's Utilities Division ("Staff") issued a notice of sufficiency pursuant to A.A.C. R14-3-103, and classifying the Company as a Class C utility.

On August 9, 2007, pursuant to A.A.C. R14-3-101, the Commission issued a Procedural Order which scheduled a hearing on January 8, 2008, and established filing dates for the proceeding.

On December 21, 2007, Mr. Dayne Taylor, a customer of the Company, filed a request to intervene which was opposed by the Company due to the lateness of the filing. Staff did not object to Mr. Taylor's request for intervention.

On January 8, 2008, a full public hearing was convened before a duly authorized Administrative Law Judge of the Commission at its office in Phoenix, Arizona. The Company and Staff appeared with counsel. Following public comment, Mr. Taylor was granted intervention and appeared on his own behalf. The parties subsequently agreed to certain filing dates and to the continuance of the hearing to April 16, 2008. Subsequently, by Procedural Order, the hearing was continued to April 16, 2008, and filing dates established.

On February 15, 2008, Staff filed a Motion for an Extension of Time ("Motion") until March 14, 2008, in which to file any amended testimony or an amended Staff Report.

1 On February 19, 2008, the Company joined in Staff's Motion and suggested the following
2 changes to filing dates:

- 3 • **March 14, 2008** ICR to file rebuttal testimony and associated exhibits; and Staff to
4 file amended Staff Report.
- 5 • **April 4, 2008** Mr. Taylor to file Surrebuttal testimony and associated exhibits.
- 6 • **April 11, 2008** Parties to file objections to any testimony and exhibits which have
7 been prefiled as of April 4, 2008.
- 8 • **April 16, 2008** Hearing; rejoinder testimony and associated exhibits to be
9 presented at the hearing.

10 Mr. Taylor did not file a response to Staff's Motion.

11 Accordingly Staff's Motion should be granted and the changes in other filing dates as
12 recommended by ICR should be followed.

13 IT IS THEREFORE ORDERED that Staff's Motion for Extension of Time until March 14,
14 2008, to file amended testimony or an amended Staff Report is hereby granted.

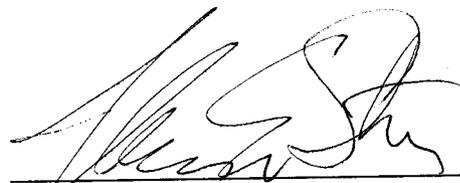
15 IT IS FURTHER ORDERED that the recommended changes to the other filing dates as set
16 forth above are hereby adopted.

17 IT IS FURTHER ORDERED that, pursuant to A.A.C. R14-2-103, the time-frame in this
18 proceeding shall be suspended until further order.

19 IT IS FURTHER ORDERED that the time periods specified herein shall not be extended
20 pursuant to Rule 6(a) or (e) of the Rules of Civil Procedure.

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

24 DATED this 27th day of February, 2008.

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MARC E. STERN
ADMINISTRATIVE LAW JUDGE

1 Copies of the foregoing mailed
2 this 27th day of February, 2008 to:

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By: 
Debra Broyles
Secretary to Marc E. Stern