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BEFORE THE ARIZONA CORPORATION COMMISSION

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2 COMMISSIONERS

3 MIKE GLEASON, Chairman
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2008 JUN 24 P 1:33

AZ CORP COMMISSION
DOCKET CONTROL

6 ARIZONA WATER COMPANY, AN
7 ARIZONA CORPORATION,

Complainant,

9 vs.

10 GLOBAL WATER RESOURCES, LLC, A
11 FOREIGN LIMITED LIABILITY COMPANY;
12 GLOBAL WATER RESOURCES, INC., A
13 DELAWARE CORPORATION; GLOBAL
14 WATER MANAGEMENT, LLC, A FOREIGN
15 LIMITED LIABILITY COMPANY; SANTA
16 CRUZ WATER COMPANY, LLC, AN
17 ARIZONA LIMITED LIABILITY
18 CORPORATION; PALO VERDE UTILITIES
19 COMPANY, LLC, AN ARIZONA LIMITED
20 LIABILITY CORPORATION; GLOBAL
21 WATER - SANTA CRUZ WATER
22 COMPANY, AN ARIZONA CORPORATION;
23 GLOBAL WATER - PALO VERDE
24 UTILITIES COMPANY, AN ARIZONA
25 CORPORATION; JOHN AND JANE DOES 1-
26 20; ABC ENTITITES I-XX,

Respondents.

DOCKET NOS.

W-01445A-06-0200

SW-20445A-06-0200

W-20446A-06-0200

W-03576A-06-0200

SW-03575A-06-0200

Arizona Corporation Commission

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**STAFF'S RESPONSE TO MOTION
TO CONSOLIDATE**

20 The Utilities Division of the Arizona Corporation Commission ("Staff") files its response to the
21 joint motion by Arizona Water Company ("Arizona Water"), Global Water Resources, LLC, Global
22 Water Resources, Inc., Global Water Management, LLC, Santa Cruz Water Company, LLC, Palo
23 Verde Utilities Company, LLC, Global Water - Santa Cruz Water Company, Global Water - Palo
24 Verde Utilities Company, as well as Francisco Grande Utility Company and CP Water Company
25 (collectively, the "Moving Parties") to consolidate Docket No. W-01445A-06-0200 ("The Complaint
26 Proceeding") with Docket Nos. W-01445A-06-0199, SW-03575A-05-0926, W-03576A-05-0926, W-
27 03576A-070300 and SW-03575A-07-0300 (which are already consolidated in the W-01445A-06-
28 0199 docket, collectively the "CCN Proceedings") and Docket Nos. WS-01775A-07-0485, SW-

1 03575A-07-0485, W-02442A-07-0485 and W-03576A-07-0485 (the "Francisco Grande/CP Water
2 Proceedings"). Staff does not oppose consolidation.

3 **I. BACKGROUND.**

4 Arizona Water filed a complaint against various Global Water entities on March 29, 2006. At
5 the time, Arizona Water and certain Global Water entities had applied for extensions of their
6 Certificates of Convenience and Necessity ("CC&N") to provide utility services in various areas of
7 Pinal County. Some of the applications had overlapping areas under request. The CCN Proceedings
8 were consolidated under Docket No. W-01445A-06-0199 pursuant to a procedural order issued on
9 April 21, 2006. The CCN Proceeding was stayed on March 9, 2007, pending the outcome of the
10 disputes raised in the Complaint Proceeding.

11 Global Utilities filed with the Commission an application to transfer the CC&Ns of Francisco
12 Grande Utility Company and CP Water to Global Water - Santa Cruz and Global Water - Palo Verde
13 in the Francisco Grande/CP Water Proceedings.

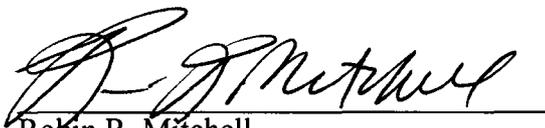
14 The Moving Parties executed a settlement agreement dated May 15, 2008 ("Agreement") and
15 filed it in the Complaint Proceeding docket on May 16, 2008. Pursuant to that Agreement, the
16 Moving Parties agreed to, among other things, assign territory among them and amend their pending
17 CC&N applications accordingly. During the June 2, 2008 Procedural Conference, the Moving
18 Parties indicated that they would file a joint motion to consolidate the CCN Proceedings and the
19 Francisco Grande/CP Water proceedings with the Complaint Proceeding. The Moving Parties cited
20 the avoidance of inconsistent rulings as well as efficiency as the reasons for consolidation. Without
21 commenting on the propriety of the Agreement, which Staff will reserve its comments and submit
22 them when requested by the Administrative Law Judge, Staff does not oppose consolidation.

23 **II. STAFF'S POSITION ON CONSOLIDATION.**

24 During the Procedural Conference on June 2, 2008, Staff indicated that if the ALJ ordered
25 consolidation, Staff would not oppose consolidation but did not feel that consolidation was necessary.
26 TR 9:18-25; 10:1-4 Staff also indicated that the division of territory into planning areas as
27 contemplated by the Agreement caused concern and in Staff's opinion, would not be in the public
28 interest.

1 Staff does not oppose consolidation, but Staff's non-opposition should not be seen as support
2 for the Agreement.

3 RESPECTFULLY SUBMITTED this 24th day of June, 2008.

4 

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11 Original and thirteen (13) copies
12 of the foregoing were filed this
13 24th day of June, 2008 with:

14 Docket Control
15 Arizona Corporation Commission
16 1200 West Washington Street
17 Phoenix, Arizona 85008

18 Copy of the foregoing mailed this
19 24th day of June, 2008 to:

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