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BEFORE THE ARIZONA CORPORATION COMMISSION  
Arizona Corporation Commission

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

DOCKETED BY	<i>MM</i>
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AZ CORP COMMISSION  
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF  
NORTHERN SUNRISE WATER COMPANY FOR  
A CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO PROVIDE WATER SERVICE IN  
COCHISE COUNTY, ARIZONA.

DOCKET NO. W-20453A-06-0247

IN THE MATTER OF THE APPLICATION OF  
SOUTHERN SUNRISE WATER COMPANY FOR  
A CERTIFICATE OF CONVENIENCE AND  
NECESSITY TO PROVIDE WATER SERVICE IN  
COCHISE COUNTY, ARIZONA.

DOCKET NO. W-20454A-06-0248

IN THE MATTER OF THE JOINT APPLICATION  
OF NORTHERN SUNRISE WATER COMPANY  
AND SOUTHERN SUNRISE WATER COMPANY  
FOR THE APPROVAL OF SALE AND  
TRANSFER OF WATER UTILITY ASSETS, AND  
CANCELLATION OF CERTIFICATES OF  
CONVENIENCE AND NECESSITY, FOR  
MIRACLE VALLEY WATER COMPANY,  
COCHISE WATER COMPANY, HORSESHOE  
RANCH WATER COMPANY, CRYSTAL WATER  
COMPANY, MUSTANG WATER COMPANY,  
CORONADO ESTATES WATER COMPANY,  
AND SIERRA SUNSET WATER COMPANY,  
LOCATED IN COCHISE COUNTY, ARIZONA.

- DOCKET NOS.
- W-20453A-06-0251
  - W-20454A-06-0251
  - W-01646A-06-0251
  - W-01868A-06-0251
  - W-02235A-06-0251
  - W-02316A-06-0251
  - W-02230A-06-0251
  - W-01629A-06-0251
  - W-02240A-06-0251

PROCEDURAL ORDER

**BY THE COMMISSION:**

On January 3, 2008, Northern Sunrise Water Company and Southern Sunrise Water Company (collectively "Applicants") filed with the Arizona Corporation Commission ("Commission") a "Compliance with Decision No. 68826." By their filing, Applicants seek to amend their Certificates of Convenience and Necessity ("CC&Ns") pursuant to Decision No. 68826 (June 29, 2006).

By Procedural Order dated February 28, 2008, the matter was set for hearing on July 8, 2008, and the Applicants were ordered to mail notice to the affected property owners.

1 Initial efforts to provide notice to the affected property owners resulted in confusion  
2 concerning the nature of the application as well as about which properties were included in the  
3 Applicants' requests to extend their service areas. It appears that some affected property owners did  
4 not receive notice and that others, whose property is not within the proposed extension area, did  
5 receive notice.

6 By Procedural Order dated July 2, 2008, the Commission suspended the procedural schedule  
7 and continued indefinitely the hearing originally set in this matter to commence on July 8, 2008. In  
8 addition, the Commission scheduled a Procedural Conference on July 8, 2008, for the purpose of  
9 discussing how to provide notice and establishing a new schedule for the proceeding.

10 At the July 8, 2008, Procedural Conference the parties discussed the need and desire to  
11 provide notice to the property owners who will be affected by the pending applications. It was  
12 determined that the Applicants and the Commission's Utilities Division ("Staff") should consult to  
13 draft a form of hearing notice and plan for providing such to the public. Applicants and Staff are  
14 further directed to provide a detailed map that would allow property owners to determine if their  
15 property is within the proposed extension area. Staff and the Applicants shall file the proposed form  
16 of notice and their recommendations for how and to whom to distribute the notice. Other interested  
17 parties shall have ten (10) days to file objections or comments to the proposed form of notice and  
18 recommendations. Thereafter, the Hearing Division will schedule a Procedural Conference to discuss  
19 the adequacy of the form of notice and to establish other procedural guidelines in this matter,  
20 including, but not necessarily limited to setting a hearing date and deadline for intervention.

21 IT IS THEREFORE ORDERED that Applicants and Staff shall consult to develop a form of  
22 notice for a hearing in this matter.

23 IT IS FURTHER ORDERED that Applicants and Staff shall provide accurate maps of  
24 sufficient detail that will allow property owners to identify if their property is or is not included in the  
25 requested extension areas.

26 IT IS FURTHER ORDERED that Applicants and Staff shall file their recommended form of  
27 notice, map(s) and recommendations concerning distribution of such notice.

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1 IT IS FURTHER ORDERED that any objections or comments to the proposed form of notice  
2 and/or other recommendations shall be filed within ten (10) business days of Staff's and Applicants'  
3 filing.

4 IT IS FURTHER ORDERED that subsequent to the filing by Staff and the Applicants, the  
5 Hearing Division shall schedule a Procedural Conference to discuss the form of notice and setting the  
6 matter for hearing.

7 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized  
8 Communications) continues to apply to this proceeding.

9 IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules  
10 of the Arizona Supreme Court and A.R.S. § 40-243 with respect to practice of law and admission *pro*  
11 *hac vice*.

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

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

16 Dated this 14<sup>th</sup> day of July, 2008.

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JANE L. RODDA  
ADMINISTRATIVE LAW JUDGE

22 Copies of the foregoing mailed  
23 this 14<sup>th</sup> day of July 2008 to:

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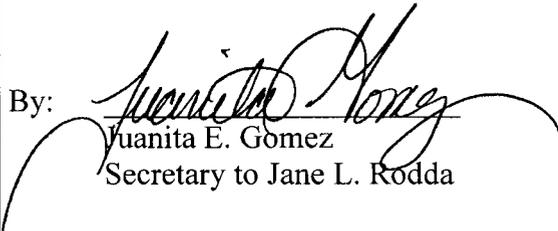
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26 By:   
27 Juanita E. Gomez  
28 Secretary to Jane L. Rodda