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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

MIKE GLEASON, Chairman  
WILLIAM A. MUNDELL  
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Arizona Corporation Commission

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

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AUG 25 2008

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IN THE MATTER OF THE APPLICATION OF ARIZONA-AMERICAN WATER COMPANY FOR APPROVAL OF A RATE INCREASE FOR UTILITY SERVICE BY AGUA FRIA WATER DISTRICT, HAVASU WATER DISTRICT, MOHAVE WATER DISTRICT, PARADISE VALLEY WATER DISTRICT, SUN CITY WEST WATER DISTRICT AND TUBAC WATER DISTRICT.

DOCKET NO. W-01303A-08-0227

IN THE MATTER OF THE APPLICATION OF ARIZONA-AMERICAN WATER COMPANY, AN ARIZONA CORPORATION, FOR A DETERMINATION OF THE CURRENT FAIR VALUE OF ITS UTILITY PLANT AND PROPERTY AND FOR INCREASES IN ITS RATES AND CHARGES BASED THEREON FOR UTILITY SERVICE BY ITS MOHAVE WASTEWATER.

DOCKET NO. SW-01303A-08-0227

RATE CASE  
PROCEDURAL ORDER

**BY THE COMMISSION:**

On May 2, 2008, Arizona-American Water ("Arizona-American" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for increases in its rates and charges for utility service in its Agua Fria Water and Agua Fria Wastewater Districts, Anthem Water and Anthem Wastewater Districts, Havasu Water District, Mohave Water and Mohave Wastewater Districts, Paradise Valley Water District, Sun City West Water District and Tubac Water District.

On June 2, 2008, the Utilities Division Staff ("Staff") of the Commission filed a Letter of Deficiency stating that Arizona-American's May 2, 2008, rate application did not meet the sufficiency requirements as outlined in Arizona Administrative Code ("A.A.C.") R14-2-103 and listing the items Staff required to deem the application sufficient for processing.

1 On June 20, 2008, the Company filed its Response to Deficiency Letter and the above-  
2 captioned revised application. The revised application did not include a rate increase request for the  
3 Anthem Water District, the Anthem Wastewater District, or the Agua Fria Wastewater District.

4 On July 8, 2008, by Procedural Order, intervention was granted to the Residential Utility  
5 Consumer Office ("RUCO").

6 On July 14, 2008, Clearwater Hills Improvement Association ("Clearwater Hills") filed an  
7 Application to Intervene, which was granted by Procedural Order issued July 29, 2008.

8 On July 15, 2008, Arizona-American filed its Response to Informal Letter of Deficiency, and  
9 on July 21, 2001, the Company filed its Supplemental Response to Informal Letter of Deficiency.

10 On July 22, 2008, the Company filed a Notice of Change for Designated Service.

11 On July 23, 2008, Staff filed a letter classifying the Company as a Class A utility and stating  
12 that, with the revisions docketed on June 20, 2008, July 15, 2008, and July 21, 2008, the above-  
13 captioned application met the sufficiency requirements outlined in A.A.C. R14-2-103.

14 Pursuant to A.A.C. R14-3-101, the Commission issued a Rate Case Procedural Order on July  
15 29, 2008, to govern the preparation and conduct of this proceeding.

16 On August 4, 2008, Staff filed a Request for Procedural Conference. Therein, Staff stated that  
17 it would find it difficult to review the application within the timeframes set forth in the July 29, 2008,  
18 Rate Case Procedural Order, and that Staff had attempted, unsuccessfully, to reach agreement with  
19 the Company on an extension of those deadline dates.

20 On August 8, 2008, a second Rate Case Procedural Order was issued, stating that the July 29,  
21 2008, Rate Case Procedural Order had inadvertently set the deadline for Staff and intervenor direct  
22 testimony 48 days sooner than the default deadline provided by A.A.C. R14-2-103(B)(11)(b). The  
23 August 8, 2008, Rate Case Procedural Order corrected the procedural schedule and accordingly reset  
24 the hearing date in this matter to March 16, 2008.

25 On August 15, 2008, a telephonic procedural conference was held at the request of RUCO.  
26 Counsel for the Company, Clearwater Hills, RUCO, and Staff attended. During the procedural  
27 conference, RUCO proposed that the hearing be continued to March 19, 2009, due to RUCO's  
28

1 unavailability from March 16-18, 2009. Also during the procedural conference, counsel for the  
2 Company indicated that due to arithmetic errors in the Company's schedules, the customer notice set  
3 forth in the August 8, 2008, Rate Case Procedural Order incorrectly represents the rate increase  
4 effects of its application, and stated the Company's intent to file updated schedules.

5 On August 18, 2008, the Company filed a Notice of Filing Revised H-2 Schedules. That  
6 Notice stated that the attached revised H-2 Schedules corrected arithmetic errors in the originally-  
7 filed schedules. The Notice included copies of pages 6-7 of the August 8, 2008, Rate Case  
8 Procedural Order, marked up by the Company to show the effects of the revised H-2 schedules.

9 On August 20, 2008, a Procedural Order was issued setting a Telephonic Procedural  
10 Conference to allow the parties an opportunity to comment on proper notice to customers in each  
11 affected District of (1) the Company's overall revenue increase requests; and (2) the effect of the  
12 Company's requests on typical residential customer bills.

13 On August 20, 2008, the Company filed a Notice of Filing Revised Mark-Up of Procedural  
14 Order. The Notice included different mark-ups of pages 6-7 of the August 8, 2008, Rate Case  
15 Procedural Order.

16 The Telephonic Procedural Conference was held as scheduled on August 22, 2008. The  
17 Company, RUCO and Staff appeared through counsel. Clearwater Hills did not appear. Counsel for  
18 the Company, RUCO and Staff indicated that the information appearing in the marked-up copies of  
19 pages 6-7 of the August 8, 2008, Rate Case Procedural Order, attached to the Company's August 20,  
20 2008 Notice of Filing, would provide adequate and accurate public notice of the Company's  
21 requested revenue increases, and of the effects the requests would have on average usage 5/8 by 3/4  
22 inch meter residential customer bills.

23 The hearing on the rate application should be continued to commence on March 19, 2009, and  
24 the procedural schedule should be amended as set forth below. The public notice requirements  
25 should be modified as shown in the Company's August 20, 2008 Notice of Filing Revised Mark-Up  
26 of Procedural Order. Those modifications are incorporated in the public notice requirements ordered  
27 below.

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1 IT IS THEREFORE ORDERED that the **hearing** in the above-captioned matter currently  
2 scheduled to commence on March 16, 2009, is hereby rescheduled to commence on **March 19, 2009,**  
3 **at 2:00 p.m.** or as soon thereafter as is practicable, at the Commission's offices, 1200 West  
4 Washington Street, Hearing Room 1, Phoenix, Arizona 85007.

5 IT IS FURTHER ORDERED that a pre-hearing conference shall be held on **March 13, 2009,**  
6 **at 2:30 p.m.,** at the Commission's Phoenix offices, for the purpose of scheduling witnesses and the  
7 conduct of the hearing.

8 IT IS FURTHER ORDERED that the **Staff Report and/or any testimony** and associated  
9 exhibits to be presented at hearing on behalf of Staff, **on all issues except cost of service and rate**  
10 **design,** shall be reduced to writing and filed on or before **January 9, 2009.**

11 IT IS FURTHER ORDERED that any **testimony and associated exhibits to be presented at**  
12 **hearing on behalf of intervenors on all issues except cost of service and rate design,** shall be  
13 reduced to writing and filed on or before **January 9, 2009.**

14 IT IS FURTHER ORDERED that the **Staff Report and/or any testimony** and associated  
15 exhibits to be presented at hearing on behalf of Staff, **on the issues of cost of service and rate**  
16 **design,** shall be reduced to writing and filed on or before **January 20, 2009.**

17 IT IS FURTHER ORDERED that any **testimony and associated exhibits to be presented at**  
18 **hearing on behalf of intervenors on the issues of cost of service and rate design,** shall be reduced to  
19 writing and filed on or before **January 20, 2009.**

20 IT IS FURTHER ORDERED that any **rebuttal testimony and associated exhibits to be**  
21 **presented at hearing by Arizona-American** shall be reduced to writing and filed on or before  
22 **February 6, 2009.**

23 IT IS FURTHER ORDERED that any **surrebuttal testimony and associated exhibits to be**  
24 **presented by Staff or intervenors** shall be reduced to writing and filed on or before **February 27,**  
25 **2009.**

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1           IT IS FURTHER ORDERED that any **rejoinder testimony and associated exhibits to be**  
2 **presented at the hearing on behalf of Arizona-American** shall be reduced to writing and filed on  
3 or before **March 11, 2009**.

4           IT IS FURTHER ORDERED that **all filings shall be made by 4:00 p.m. on the date the**  
5 **filing is due, unless otherwise indicated above.**

6           IT IS FURTHER ORDERED that any **objections to testimony or exhibits that have been**  
7 **prefiled as of March 11, 2009, shall be made before or at the March 13, 2009, pre-hearing**  
8 **conference.**

9           IT IS FURTHER ORDERED that **each party shall individually prepare, and bring to the**  
10 **pre-hearing conference, copies of an issues matrix setting forth all disputed issues in the case.**  
11 **Each party's matrix shall indicate the position of each party on each disputed issue and shall**  
12 **indicate whether the disputed issue remains in dispute or has been resolved, in prefiled**  
13 **testimony or otherwise.**

14           IT IS FURTHER ORDERED that all testimony filed shall include a table of contents which  
15 lists the issues discussed.

16           IT IS FURTHER ORDERED that any substantive corrections, revisions, or supplements to  
17 prefiled testimony, with the exception of rejoinder testimony, shall be reduced to writing and filed no  
18 later than five calendar days before the witness is scheduled to testify. Substantive corrections,  
19 revisions, or supplements to prefiled rejoinder testimony shall be reduced to writing and presented on  
20 the first day of hearing.

21           IT IS FURTHER ORDERED that the parties shall prepare a brief, written summary of the  
22 prefiled testimony of each of their witnesses and shall file each summary at least two working days  
23 before the witness is scheduled to testify.

24           IT IS FURTHER ORDERED that copies of summaries shall be served upon the  
25 Administrative Law Judge, the Commissioners, and the Commissioners' aides as well as the parties  
26 of record.

27           IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,  
28 except that **all motions to intervene must be filed on or before December 15, 2008.**

1 IT IS FURTHER ORDERED that discovery shall be as permitted by law and the rules and  
2 regulations of the Commission, except that until February 5, 2009, any objection to discovery  
3 requests shall be made within 7 calendar days of receipt<sup>1</sup> and responses to discovery requests shall be  
4 made within 10 calendar days of receipt. Thereafter, objections to discovery requests shall be made  
5 within 5 calendar days and responses shall be made within 7 calendar days. The response time may  
6 be extended by mutual agreement of the parties involved if the request requires an extensive  
7 compilation effort.

8 IT IS FURTHER ORDERED that for discovery requests, objections, and answers, if a  
9 receiving party requests service to be made electronically, and the sending party has the technical  
10 capability to provide service electronically, service to that party shall be made electronically.

11 IT IS FURTHER ORDERED that, in the alternative to filing a written motion to compel  
12 discovery, any party seeking resolution of a discovery dispute may telephonically contact the  
13 Commission's Hearing Division to request a date for a procedural hearing to resolve the discovery  
14 dispute; that upon such a request, a procedural hearing will be convened as soon as practicable; and  
15 that the party making such a request shall forthwith contact all other parties to advise them of the  
16 hearing date and shall at the hearing provide a statement confirming that the other parties were  
17 contacted.<sup>2</sup>

18 IT IS FURTHER ORDERED that any motions which are filed in this matter and which are  
19 not ruled upon by the Commission within 20 calendar days of the filing date of the motion shall be  
20 deemed denied.

21 IT IS FURTHER ORDERED that any responses to motions shall be filed within five calendar  
22 days of the filing date of the motion.

23 IT IS FURTHER ORDERED that any replies shall be filed within five calendar days of the  
24 filing date of the response.

25 IT IS FURTHER ORDERED that the Company shall provide public notice of the hearing in  
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27 <sup>1</sup> The date of receipt of discovery requests is not counted as a calendar day, and requests received after 4:00 p.m. MST  
will be considered as received the next business day.

28 <sup>2</sup> The parties are encouraged to attempt to settle discovery disputes through informal, good-faith negotiations before  
seeking Commission resolution of the controversy.

1 this matter, in the following form and style with the heading in no less than 18-point bold type and  
 2 the body in no less than 10-point regular type:

3 **PUBLIC NOTICE OF HEARING ON THE APPLICATION OF ARIZONA-AMERICAN**  
 4 **WATER COMPANY FOR RATE INCREASES FOR UTILITY SERVICE IN ITS AGUA**  
 5 **FRIA WATER DISTRICT, HAVASU WATER DISTRICT, MOHAVE WATER**  
 6 **DISTRICT, PARADISE VALLEY WATER DISTRICT, SUN CITY WEST WATER**  
 7 **DISTRICT, TUBAC WATER DISTRICT, AND MOHAVE WASTEWATER DISTRICT.**  
 8 **(DOCKET NOS. W-01303A-08-0227 AND SW-01303A-08-0227)**

9 **Summary**

10 On May 2, 2008, Arizona-American Water Company, Inc. ("Arizona-American" or  
 11 "Company") filed an application with the Arizona Corporation Commission  
 12 ("Commission") for permanent revenue increases for its following Districts: Agua  
 13 Fria Water District, Havasu Water District, Mohave Water District, Paradise Valley  
 14 Water District, Sun City West Water District, Tubac Water District, and Mohave  
 15 Wastewater District. Under Arizona-American's proposal, the actual percentage rate  
 16 increase for individual customers would vary depending upon the type and quantity of  
 17 service provided.

18 **[COMPANY INCLUDE APPROPRIATE PARAGRAPH(S) FROM THE**  
 19 **FOLLOWING SEVEN PARAGRAPHS:]**

20 For its **Agua Fria Water District**, Arizona-American's application requests an annual  
 21 revenue increase of approximately \$9,192,045 or 51.31 percent over current revenues.  
 22 For average consumption (7,400 gallons per month) 5/8 x 3/4 inch meter residential  
 23 customers in the Agua Fria Water District, Arizona-American's request would  
 24 increase monthly rates by 58.15 percent. **The actual percentage rate increase for**  
 25 **individual customers would vary depending upon the type and quantity of service**  
 26 **provided. The Company can calculate the impact of its rate increase proposal on**  
 27 **your account.** If you would like the Company to calculate the impact of its proposal  
 28 on your account, please contact **Todd Walker, Community Relations Manager, at 623-815-3112 or at Todd.Walker@amwater.com.**

For its **Havasu Water District**, Arizona-American's application requests an increase  
 of approximately \$815,602, or 81.28 percent over current revenues. For average  
 consumption (9,705 gallons per month) 5/8 x 3/4 inch meter residential customers in  
 the Havasu Water District, Arizona-American's request would increase monthly rates  
 by 86.04 percent. **The actual percentage rate increase for individual customers**  
**would vary depending upon the type and quantity of service provided. The**  
**Company can calculate the impact of its rate increase proposal on your account.**  
 If you would like the Company to calculate the impact of its proposal on your account,  
 please contact **Todd Walker, Community Relations Manager, at 623-815-3112 or**  
**at Todd.Walker@amwater.com.**

For its **Mohave Water District**, Arizona-American's application requests an annual  
 revenue increase of approximately \$1,655,352, or 33.56 percent over current revenues.  
 For average consumption (8,073 gallons per month) 5/8 x 3/4 inch meter residential  
 customers in the Mohave Water District, Arizona-American's request would increase  
 monthly rates by 40.46 percent. **The actual percentage rate increase for individual**  
**customers would vary depending upon the type and quantity of service provided.**  
**The Company can calculate the impact of its rate increase proposal on your**  
**account.** If you would like the Company to calculate the impact of its proposal on

1 your account, please contact **Todd Walker, Community Relations Manager, at 623-815-3112 or at Todd.Walker@amwater.com.**

2 For its **Mohave Wastewater District**, Arizona-American's application requests an  
3 annual revenue increase of approximately \$642,185 or 81.16 percent over current  
4 revenues. For residential customers in the Mohave Wastewater District, Arizona-  
5 American's request would increase monthly rates by 80.87 percent. **The actual  
6 percentage rate increase for individual customers would vary depending upon  
7 the type and quantity of service provided. The Company can calculate the  
8 impact of its rate increase proposal on your account.** If you would like the  
9 Company to calculate the impact of its proposal on your account, please contact **Todd  
10 Walker, Community Relations Manager, at 623-815-3112 or at  
11 Todd.Walker@amwater.com.**

12 For its **Paradise Valley Water District**, Arizona-American's application requests an  
13 annual revenue increase of approximately \$3,101,435 or 39.60 percent over current  
14 revenues. For average consumption (20,493 gallons per month) 5/8 x 3/4 inch meter  
15 residential customers in the Paradise Valley Water District, Arizona-American's  
16 request would increase monthly rates by 42.79 percent. copies of pages 6-7 of the  
17 August 8, 2008, Rate Case Procedural Order **The Company can calculate the impact  
18 of its rate increase proposal on your account.** If you would like the Company to  
19 calculate the impact of its proposal on your account, please contact **Todd Walker,  
20 Community Relations Manager, at 623-815-3112 or at  
21 Todd.Walker@amwater.com.**

22 For its **Sun City West Water District**, Arizona-American's application requests an  
23 annual revenue increase of approximately \$4,275,958, or 75.53 percent over current  
24 revenues. For average consumption (6,704 gallons per month) 5/8 x 3/4 inch meter  
25 residential customers in the Sun City West Water District, Arizona-American's  
26 request would increase monthly rates by 79.76 percent. **The actual percentage rate  
27 increase for individual customers would vary depending upon the type and  
28 quantity of service provided. The Company can calculate the impact of its rate  
increase proposal on your account.** If you would like the Company to calculate the  
impact of its proposal on your account, please contact **Todd Walker, Community  
Relations Manager, at 623-815-3112 or at Todd.Walker@amwater.com.**

For its **Tubac Water District**, Arizona-American's application requests an annual  
revenue increase of approximately \$278,040, or 65.72 percent over current revenues.  
For average consumption (11,767 gallons per month) 5/8 x 3/4 inch meter residential  
customers in the Tubac Water District, Arizona-American's request would increase  
monthly rates by 72.74 percent. **The actual percentage rate increase for individual  
customers would vary depending upon the type and quantity of service provided.  
The Company can calculate the impact of its rate increase proposal on your  
account.** If you would like the Company to calculate the impact of its proposal on  
your account, please contact **Todd Walker, Community Relations Manager, at 623-  
815-3112 or at Todd.Walker@amwater.com.**

The Commission's Utilities Division Staff ("Staff") is in the process of auditing and  
analyzing the application, and has not yet made any recommendations regarding  
Arizona-American's proposed rate increase. The Residential Utility Consumer Office  
is also a party to this proceeding and will also analyze the application and make  
recommendations to the Commission. The Commission will determine the  
appropriate relief to be granted based on the evidence presented by the parties. The  
Commission is not bound by the proposals made by Arizona-American, Staff, or any  
intervenor; therefore, the final rates approved by the Commission may be higher or  
lower than the rates requested by Arizona-American.

**How You Can View or Obtain a Copy of the Rate Proposal**

Copies of the application and proposed rates are available from Arizona-American [COMPANY INSERT HOW AND WHERE AVAILABLE FOR EACH DISTRICT AS APPROPRIATE FOR EACH MAILING/PUBLICATION] and at the Commission's Docket Control Center at 1200 West Washington, Phoenix, Arizona, for public inspection during regular business hours and on the Internet via the Commission's website (www.azcc.gov) using the e-Docket function.

**Arizona Corporation Commission Public Hearing Information**

The Commission will hold a hearing on this matter beginning **March 19, 2009, at 1:30 p.m.** at the Commission's offices, Hearing Room #1, 1200 West Washington Street, Phoenix, Arizona. Public comments will be taken on the first day of the hearing. Written public comments may be submitted by mailing a letter referencing Docket No. W-01303A-08-0227 et al. to Arizona Corporation Commission, Consumer Services Section, 1200 West Washington, Phoenix, AZ 85007, or by e-mail. For a form to use and instructions on how to e-mail comments to the Commission, please go to [http://www.azcc.gov/divisions/utilities/forms/public\\_comment.pdf](http://www.azcc.gov/divisions/utilities/forms/public_comment.pdf). If you require assistance, you may contact the Consumer Services Section at 602-542-4251 or 1-800-222-7000.

**About Intervention**

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Any person or entity entitled by law to intervene and having a direct and substantial interest in the matter will be permitted to intervene. If you wish to intervene, you must file an original and 13 copies of a written motion to intervene with the Commission no later than **December 15, 2008**, and send a copy of the motion to Arizona-American or its counsel and to all parties of record. Your motion to intervene must contain the following:

1. Your name, address, and telephone number, and the name, address, and telephone number of any party upon whom service of documents is to be made, if not yourself;
2. A short statement of your interest in the proceeding (e.g., a customer of Arizona-American, a shareholder of Arizona-American, etc.); and
3. A statement certifying that you have mailed a copy of the motion to intervene to Arizona-American or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before **December 15, 2008**. If representation by counsel is required by Rule 31 of the Rules of the Arizona Supreme Court, intervention will be conditioned upon the intervenor obtaining counsel to represent the intervenor. For information about requesting intervention, visit the Commission's website at <http://www.azcc.gov/divisions/utilities/forms/interven.pdf>. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any interested person or entity from appearing at the hearing and providing public comment on the application or from filing written comments in the record of the case.

**ADA/Equal Access Information**

1 The Commission does not discriminate on the basis of disability in admission to its  
2 public meetings. Persons with a disability may request a reasonable accommodation  
3 such as a sign language interpreter, as well as request this document in an alternative  
4 format, by contacting the ADA Coordinator, Linda Hogan, E-mail Lhogan@azcc.gov,  
5 voice phone number 602/542-3931. Requests should be made as early as possible to  
6 allow time to arrange the accommodation.

7 IT IS FURTHER ORDERED that Arizona-American shall mail to each of its customers in  
8 each affected District a copy of the above notice that includes the appropriate paragraph(s) regarding  
9 the effect of Arizona-American's proposed rate increase for the District(s), as a bill insert beginning  
10 with the first billing cycle in **October, 2008**, and shall cause a copy of such notice to be published at  
11 least once in a newspaper of general circulation in the service territory of each of the affected  
12 Districts, with publication to be completed no later than **October 31, 2008**.

13 IT IS FURTHER ORDERED that Arizona-American shall file certification of  
14 mailing/publication as soon as practicable after the mailing/publication has been completed.

15 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing/publication  
16 of same, notwithstanding the failure of an individual customer to read or receive the notice.

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

20 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance  
21 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the  
22 Rules of the Arizona Supreme Court). Representation before the Commission includes appearances  
23 at all hearings and procedural conferences, as well as all Open Meetings for which the matter is  
24 scheduled for discussion, unless counsel has previously been granted permission to withdraw by the  
25 Administrative Law Judge or the Commission.

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

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

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

4 DATED this 25<sup>th</sup> day of August, 2008.

6  
7   
8 TEENA WOLFE  
9 ADMINISTRATIVE LAW JUDGE

10  
11  
12 Copies of the foregoing mailed/delivered  
13 this 25<sup>th</sup> day of August, 2008, to:

14 Craig A. Marks  
15 CRAIG A. MARKS, PLC  
16 10645 N. Tatum Blvd., Suite 200-676  
17 Phoenix, Arizona 85028  
18 Attorney for Arizona-American Water  
19 Company

20 Thomas M. Broderick  
21 Director, Rates & Regulation  
22 ARIZONA-AMERICAN  
23 WATER COMPANY  
24 19820 North Seventh Street, Suite 200  
25 Phoenix, Arizona 85024

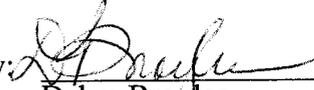
26 Daniel Pozefsky, Chief Counsel  
27 RESIDENTIAL UTILITY  
28 CONSUMER OFFICE  
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4800 North Scottsdale Road, Suite 6000  
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Association

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Robin Mitchell, Staff Attorney  
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ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, AZ 85007

Ernest G. Johnson, Director  
Utilities Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, AZ 85007

ARIZONA REPORTING SERVICE, INC.  
2200 North Central Avenue, Suite 502  
Phoenix, AZ 85004

By:   
Debra Broyles  
Secretary to Teena Wolfe