

ORIGINAL

# INTERVENTION



0000089916

BEFORE THE ARIZONA CORPORATION COMMISSION

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ARIZONA CORPORATION COMMISSION  
SECRET CONTROL

- 2 MIKE GLEASON  
CHAIRMAN
- 3 WILLIAM A. MUNDELL  
COMMISSIONER
- 4 JEFF HATCH-MILLER  
COMMISSIONER
- 5 KRISTIN K. MAYES  
COMMISSIONER
- 6 GARY PIERCE  
COMMISSIONER

7

IN THE MATTER OF THE APPLICATION OF  
 ARIZONA WATER COMPANY, AN ARIZONA  
 CORPORATION, FOR A DETERMINATION  
 OF THE FAIR VALUE OF ITS UTILITY  
 PLANT AND PROPERTY, AND FOR  
 ADJUSTMENTS TO ITS RATES AND  
 CHARGES FOR UTILITY SERVICE AND  
 FOR CERTAIN RELATED APPROVALS  
 BASED THEREON.

Docket No. W-01445A-08-0440

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Arizona Corporation Commission  
**DOCKETED**  
 OCT 24 2008  
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## RUCO'S APPLICATION TO INTERVENE

I.

The RESIDENTIAL UTILITY CONSUMER OFFICE ("RUCO") hereby applies to the Arizona Corporation Commission ("Commission") for an Order granting it leave to intervene in the above-captioned proceeding.

II.

RUCO was established by the enactment of Arizona Revised Statutes, Section 40-461, *et seq.*, for the purpose of representing residential utility consumers in matters before the Commission concerning regulated public service corporations.

1 III.

2 Arizona Revised Statutes, Section 40-464.A.2., specifically provides that the  
3 Director of RUCO may do the following:

4 Prepare and present briefs, arguments, proposed rates or  
5 orders and intervene or appear on behalf of residential utility  
6 consumers before hearing officers and the Corporation  
7 Commission as a party in interest and also participate as a  
8 party in interest pursuant to Section 40-254 in proceedings  
relating to rate making or rate design and involving public  
service corporations.

9 IV.

10 The residential utility consumers will be directly and substantially affected by a  
11 Decision or Order of the Commission in this matter, therefore, it is necessary and proper  
12 that RUCO intervene in the proceeding.

13 V.

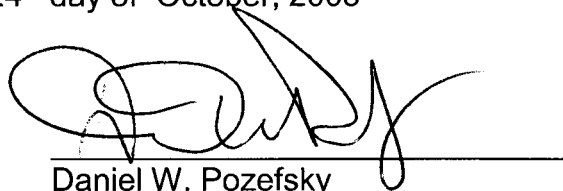
14 In order to fulfill its statutory obligation to protect the residential utility consumers of  
15 this State, RUCO must thoroughly examine the materials presented by the Company, and  
16 must cross-examine witnesses appearing on behalf of the Company and any other parties.  
17 Additionally, RUCO may present testimony and exhibits of its own in any hearings  
18 conducted by the Commission in this matter.

19 VI.

20 The name, mailing address, and telephone number of the person upon whom  
21 service of all documents is to be made is:

1 Daniel W. Pozefsky  
2 Chief Counsel  
3 Residential Utility Consumer Office  
4 1110 West Washington, Suite 220  
5 Phoenix, Arizona 85007  
6 (602) 364-4839

7  
8 RESPECTFULLY SUBMITTED this 24<sup>th</sup> day of October, 2008

9  
10 

11 Daniel W. Pozefsky  
12 Chief Counsel

13 AN ORIGINAL AND THIRTEEN COPIES  
14 of the foregoing filed this 24<sup>th</sup> day  
15 of October, 2008 with:

16 Docket Control  
17 Arizona Corporation Commission  
18 1200 West Washington  
19 Phoenix, Arizona 85007

20 COPIES of the foregoing hand delivered/  
21 mailed this 24<sup>th</sup> day of October, 2008 to:

22 Lyn Farmer  
23 Chief Administrative Law Judge  
24 Hearing Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

Janice Alward, Chief Counsel  
Legal Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

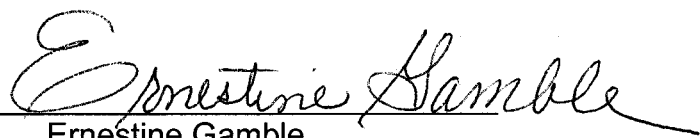
Ernest Johnson, Director  
Utilities Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

Robert W. Geake  
Arizona Water Company  
3805 N. Black Canyon Highway  
Phoenix, Arizona 85015-5351

Norman James  
Jay Shapiro  
Fennemore Craig  
3003 North Central Avenue, Suite 2600  
Phoenix, Arizona 85012-2913

1 Dwight Nodes  
Asst. Chief Administrative Law Judge  
2 Hearing Division  
Arizona Corporation Commission  
3 1200 West Washington  
Phoenix, Arizona 85007

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By   
Ernestine Gamble