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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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

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Arizona Corporation Commission

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AZ CORP COMMISSION  
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IN THE MATTER OF THE APPLICATION OF MOHAWK UTILITY COMPANY TO EXTEND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY.

DOCKET NO. W-02341A-06-0040

PROCEDURAL ORDER

BY THE COMMISSION:

On January 24, 2006, Mohawk Utility Company, Inc. ("Company" or "Applicant") filed with the Arizona Corporation Commission ("Commission") an application for an extension of its Certificate of Convenience and Necessity ("Certificate") to provide water service in various parts of Yuma County, Arizona.

On February 23, 2006, the Commission's Utilities Division ("Staff") issued a Notice of Insufficiency to the Company pursuant to A.A.C. R14-2-411(C).

On July 14, 2006, Staff issued its second Notice of Insufficiency to the Company.

On March 8, 2007, Staff issued its third Notice of Insufficiency to the Company.

On May 9, 2007, 38 East, L.L.C. ("38 East") filed a Motion to Intervene ("Motion"). There were no objections filed to this Motion.

On May 21, 2007, by Procedural Order, 38 East's Motion was granted.

On June 17, 2008, Staff sent a letter to the Company notifying it that if the Company failed to file its 2007 Utilities Division Annual Report, Staff would move to close the docket administratively.

On October 17, 2008, Staff filed its report on the Company's application. A review of the file indicates that certain issues connected to the application are unclear.

On October 27, 2008, Staff issued a Notice of Sufficiency on the Company's application.

Accordingly, a status conference should be scheduled on the application.

1 IT IS THEREFORE ORDERED that a **status conference** shall be held on **November 10,**  
2 **2008, at 11:30 a.m.,** at the Commission's offices, 1200 West Washington Street, Room 100,  
3 Phoenix, Arizona.

4 IT IS FURTHER ORDERED that the time-frame shall be suspended until further Order.

5 Dated this 30<sup>th</sup> day of October, 2008.

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7  
8   
9 MARC E STERN  
ADMINISTRATIVE LAW JUDGE

10 Copies of the foregoing mailed/delivered  
11 this 30<sup>th</sup> day of October, 2008, to:

12 Jeffrey Jennings  
13 38 EAST, L.L.C.  
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15 Phoenix, AZ 85018-1642

16 Robert Chris Rockwell  
17 MOHAWK UTILITY COMPANY, INC.  
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19 36140 East Antelope Drive  
20 Wellton, AZ 85356-1194

21 Janice Alward, Chief Counsel  
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23 ARIZONA CORPORATION COMMISSION  
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25 Phoenix, AZ 85007

26 Ernest G. Johnson, Director  
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28 ARIZONA CORPORATION COMMISSION  
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ARIZONA REPORTING SERVICE, INC.  
2200 North Central Avenue, Suite 502  
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25 By:   
26 Debra Broyles  
27 Secretary to Marc E. Stern  
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