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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
CLERK OFFICE

Arizona Corporation Commission
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IN THE MATTER OF THE APPLICATION OF
SACRAMENTO UTILITIES, L.L.C. FOR A
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE WASTEWATER
SERVICE IN MOHAVE COUNTY, ARIZONA.

DOCKET NO. SW-20576A-08-0067

PROCEDURAL ORDER

BY THE COMMISSION:

On February 4, 2008, Sacramento Utilities, LLC ("Sacramento" or "Company"), filed with the Arizona Corporation Commission ("Commission") an Application for a Certificate of Convenience and Necessity ("CCN") to provide wastewater service in an area of Mohave County, Arizona.

On February 22, 2008, the Commission's Utilities Division Staff ("Staff") notified the Company that its application was not sufficient pursuant to the Arizona Administrative Code.

On April 10, 2008, Sacramento filed a response to Staff's Insufficiency Letter.

On May 2, 2008, Staff filed a second Insufficiency Letter.

On June 10, and June 20, 2008, Sacramento filed responses to Staff's second Insufficiency Letter.

On July 1, 2008, Sacramento filed an affidavit of mailing regarding the notice sent to property owners in the proposed CC&N area.

On July 17, 2008, Staff issued a Sufficiency Letter to the Company stating that the application was sufficient.

By Procedural Order issued July 23, 2008, the matter was scheduled for hearing to begin September 9, 2008.

1 On August 11, 2008, Staff filed a Motion to Extend Time to file its Staff Report from August
2 28, 2008 to September 5, 2008, due to unsuccessful attempts by Staff of contacting the Company.

3 Staff's extension request was granted verbally during a teleconference with the parties and
4 Staff was directed to file its Staff Report by September 30, 2008. It was also agreed that the
5 September 9, 2008, hearing date would be used for public comment only, and a new hearing date
6 would be set at a later date.

7 On September 9, 2008, the public comment hearing was convened, but no members of the
8 public appeared and offered comments. However, Staff indicated that it needed additional time to
9 assess Sacramento's application, and Staff stated that it had concerns with the information provided
10 by the Company. It was agreed by the parties that Staff should be granted an additional extension to
11 file its Staff Report, with a hearing date to follow issuance of the Staff Report.

12 On October 30, 2008, a telephonic procedural conference was held and the parties agreed to a
13 60-day extension of the time clock. The parties were directed to find a mutually acceptable time for a
14 hearing and to make a recommendation accordingly.

15 On November 4, 2008, Staff filed a Request to Set a Hearing Date. Staff states that the parties
16 have mutually agreed to a hearing date during the week of January 26, 2009, and for the Staff Report
17 to be filed by January 9, 2009.

18 **IT IS THEREFORE ORDERED that the hearing in this matter shall be rescheduled to**
19 **commence on January 26, 2009, at 10:00 a.m.,** at the offices of the Commission, 1200 West
20 Washington, Hearing Room 1, Phoenix, Arizona 85007.

21 **IT IS FURTHER ORDERED that the applicable time clock shall be extended accordingly.**

22 **IT IS FURTHER ORDERED that Staff shall file its Staff Report no later than January 9,**
23 **2009.**

24 **IT IS FURTHER ORDERED that Sacramento shall file its Response to the Staff Report**
25 **by January 20, 2009.**

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 as the matter has been set for public hearing.**
28

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

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

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

9 DATED this 6th day of November, 2008.

11 

12 _____
13 DWIGHT D. NODES
14 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

14 Copies of the foregoing mailed
15 this 6th day of November, 2008 to:

16 Richard L. Sallquist
17 SALLQUIST, DRUMMOND &
18 O'CONNOR, P.C.
19 4500 South Lakeshore Drive, Suite 339
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By: 
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Assistant to Dwight D. Nodes