

ORIGINAL

INTERVENTION



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2008 DEC 11 P 4: 39

AZ CORP COMMISSION
DOCKET CONTROL

11 Attorneys for Intervenor-Applicant
12 IBEW Local 387

Arizona Corporation Commission

DOCKETED

DEC 11 2008

BEFORE THE ARIZONA

CORPORATION COMMISSION

DOCKETED BY

Docket No. W-01445A-08-0440

13 IN THE MATTER OF THE
14 APPLICATION OF ARIZONA WATER
15 COMPANY, AN ARIZONA
16 CORPORATION, FOR A
17 DETERMINATION OF THE FAIR
18 VALUE OF ITS UTILITY PLANT
19 AND PROPERTY, AND FOR
20 ADJUSTMENTS TO ITS RATES AND
21 CHARGES FOR UTILITY SERVICE
22 AND FOR CERTAIN RELATED
23 APPROVALS BASED THEREON.

APPLICATION TO INTERVENE
ON BEHALF OF IBEW LOCAL
387

24 Pursuant to the provisions of A.A.C. R14-3-105(A) and
25 (B), Local Union 387, International Brotherhood of
26 Electrical Workers, AFL-CIO, CLC ("IBEW Local 387"), by and
27 through undersigned counsel, hereby moves the Arizona
28 Corporation Commission for leave to intervene as a party in
the above-captioned matter.

IBEW Local 387 is "directly and substantially affected
by the proceedings," *id.*, inasmuch as it is the exclusive
representative of several dozen employees of the Arizona
Water Company ("AWC"). In fact, IBEW Local 387 and AWC are
parties to a collective bargaining agreement concerning,
inter alia, rates of pay, wages, hours of employment, and

1 other terms and conditions of employment for all of the AWC
2 employees holding the following positions:

- 3 ● Laborer;
- 4 ● Meter Repairman/Repairwoman and Tester (and Senior
Repairman/Repairwoman and Tester)
- 5 ● Meter Reader (and Lead Meter Reader);
- 6 ● Production and Treatment Operator (and Lead
Production and Treatment Operator);¹ and
- 7 ● Serviceman/Servicewoman (and Senior
Serviceman/Senior Servicewoman).

8 Based on the above, IBEW Local 387 not only has a
9 direct interest in the outcome of this proceeding, but there
10 is a substantial risk that this case may impair its interest
11 absent being permitted to intervene into the above-captioned
12 matter. Because Ariz. Const. Art. XV, §3 expressly provides
13 that "[t]he Corporation Commission shall... make and enforce
14 reasonable rules, regulations, and orders for the
15 convenience, comfort, and safety, and the preservation of
16 the health, of the employees and patrons of [public service
17 corporations]," IBEW Local 387 is confident that its
18 participation in these proceedings will not unduly broaden
19 the issues presented herein. Similarly, because no existing
20 (or potential) party adequately protects the interests of
21 IBEW Locals 387, it is confident that its participation in
22 these proceedings will lead to a more well reasoned decision
23 on the part of the Arizona Corporation Commission.

24
25 ¹ It is interesting to note that the Production and
26 Treatment Operators at AWC are required to have a valid ADEQ
27 Grade 1 Water Distribution Operator Certification and a valid
ADEQ Water Treatment Operator Certification equal to or greater
than the water treatment system grade.

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