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BEFORE THE ARIZONA CORPORATION COMMISSION  
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COMMISSIONERS

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

2009 JAN 23 1 A 9 47

AZ CORP COMMISSION  
DOCKET CONTROL

IN THE MATTER OF THE COMPLAINT OF  
KENNETH LUTTRELL,

COMPLAINANT,

vs.

LORD ARIZONA WATER SYSTEMS, INC.,

RESPONDENT.

DOCKET NO. W-02479A-08-0034

Arizona Corporation Commission

DOCKETED

JAN 23 2009

DOCKETED BY

PROCEDURAL ORDER

**BY THE COMMISSION:**

On January 15, 2008, Kenneth Luttrell ("Complainant") filed with the Arizona Corporation Commission ("Commission") a Complaint ("Complaint") against Lord Arizona Water Systems, Inc. ("Respondent").

On February 5, 2008, the Respondent filed with the Commission its Response.

On March 28, 2008, a Pre-Hearing Conference was held, during which the parties agreed to enter into discussions about the resolution of the Complaint.

On May 22, 2008, a Status Conference was held, during which the parties related that a bench trial on the parties' civil matter had been set before Apache County Superior Court Judge Roca for September 11, 2008. The parties agreed to set this matter for a Status Conference after the trial's completion.

On October 7, 2008, a Status Conference was held, during which the parties indicated that the September 11, 2008, trial had been vacated and a status conference is scheduled before Judge Roca in November. As such, the parties requested that a status conference be set after that time.

On January 21, 2009, a Status Conference was held, during which the parties discussed the

1 status of the Complaint and agreed that the Complainant should file a Status Report with the  
2 Commission in approximately four months, or, if the issues underlying the Complaint have been  
3 resolved, then the Complainant shall file a Motion to Withdraw Complaint.

4 IT IS THEREFORE ORDERED that the Complainant shall file a **Status Report** with the  
5 Commission no later that **May 22, 2009**.

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

9 IT IS FURTHER ORDERED that that the Presiding Officer may rescind, alter, amend, or  
10 waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at  
11 hearing.

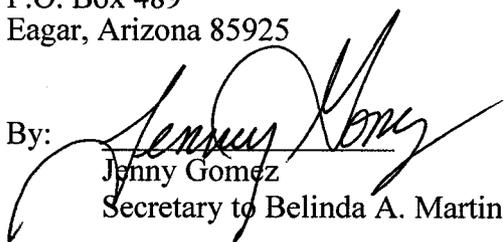
12 DATED this 21<sup>st</sup> day of January, 2009.

13  
14   
15 BELINDA A. MARTIN  
16 ADMINISTRATIVE LAW JUDGE

17 Copies of the foregoing mailed  
18 this 21<sup>st</sup> day of January, 2009, to:

19 Michael Blair, Esq.  
20 BLAIR, WILLIAMS & GREER  
21 6225 North 24<sup>th</sup> Street, Suite 125  
22 Phoenix, Arizona 85016

23 Douglas E. Brown, Esq.  
24 BROWN & BROWN LAW OFFICES, P.C.  
25 P.O. Box 489  
26 Eagar, Arizona 85925

27  
28 By:   
Jenny Gomez  
Secretary to Belinda A. Martin