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ARIZONA CORPORATION COMMISSION

ORIGINAL

MEMORANDUM

TO: Docket Control
Arizona Corporation Commission

FROM: Ernest G. Johnson
Director
Utilities Division

DATE: January 28, 2009

RE: Livco Water Company ("LWC") and Livco Sewer Company ("LSC") for an Extension of its Certificate of Convenience and Necessity to Provide Water and Wastewater Service in portions of Apache County, Arizona.
Docket Nos. W-02121A-06-0316 and SW-02563A-06-0316, Decision No. 69258

On January 19, 2007, the Commission issued Decision No. 69258 which granted an Order Preliminary to the issuance of an extension of the LWC and LSC Certificate of Convenience and Necessity ("CC&N") upon completion of the requirements contained in Finding of Fact No. 26.

Pursuant to the Decision, LWC and LSC were to file specific items with the Commission as compliance items within two years of the effective date of the Decision. All but one item was received by the Commission in a timely manner. The outstanding item remains the requirement to file a copy of the developer's Letter of Adequate Water Supply ("LAWS") for Units One, Three, 33 and Concho West.

LWC and LSC were unable to meet the required filing deadline of January 19, 2009, for the LAWS, therefore the matter in this docket is deemed closed.

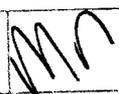
Staff recommends that the Hearing Division file an order administratively closing the docket.

ORIGINATOR: Kimberly Battista

Arizona Corporation Commission

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2009 JAN 28 A 10:43
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SERVICE LIST FOR: LIVCO WATER COMPANY and LIVCO SEWER COMPANY
DOCKET NOS.: W-02121A-06-0316 and SW-02563A-06-0316

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