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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

KRISTIN K. MAYES, Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

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AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

JAN 28 2009

DOCKETED BY *MA*

IN THE MATTER OF THE FORMAL
COMPLAINT OF SPARTAN HOMES AND
CONSTRUCTION, INC.,

DOCKET NO. WS-03478A-08-0256

COMPLAINANT,

vs.

FAR WEST WATER AND SEWER, INC.,

PROCEDURAL ORDER
GRANTING ADMISSION
PRO HAC VICE

RESPONDENT.

BY THE COMMISSION:

On January 26, 2009, pursuant to Arizona Supreme Court Rule 38(a), Patrick J. Black filed a Notice of Filing Original for *Pro Hac Vice* Application of Andrew Joseph Capestro ("Notice") to the Arizona Corporation Commission ("Commission") in the above-captioned matter. The Notice listed Patrick J. Black as the designated member of the Arizona State Bar ("State Bar") with whom communication can be made and upon whom papers can be served. Mr. Black agreed to serve as designated local counsel for the above-captioned matter. The Notice included a copy of Mr. Capestro's verified application for *pro hac vice* filed with the State Bar of Arizona; copies of Mr. Capestro's certificates of good standing from the jurisdiction in which he has been admitted to practice law; and a copy of the Notice of Receipt of Complete Application from the State Bar of Arizona.

In the discretion of the Commission, Andrew Joseph Capestro should be permitted to appear and participate in the above-captioned matter.

IT IS THEREFORE ORDERED that Andrew Joseph Capestro is admitted *pro hac vice* in the above-captioned matter.

IT IS FURTHER ORDERED that Andrew Joseph Capestro's address for service of papers

1 and other communication is:

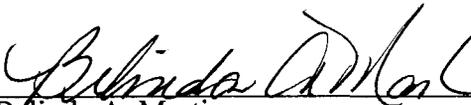
2 Andrew Joseph Capestro, Esq.
3 P. O. Box 791
4 Rancho Santa Fe, California 92067

5 IT IS FURTHER ORDERED that address for service of papers and other communication for
6 the Arizona-licensed attorney designated as Patrick J. Black is:

7 Fennemore Craig, P.C.
8 3003 North Central Avenue, Suite 2600
9 Phoenix, Arizona 85012

10 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
11 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
12 Rules of the Arizona Supreme Court). Representation before the Commission includes the obligation
13 to appear at all hearings and procedural conferences, as well as all Open Meetings for which the
14 matter is scheduled for discussion, unless counsel has previously been granted permission to
15 withdraw by the Administrative Law Judge.

16 DATED this 27th day of January, 2009.

17 
18 Belinda A. Martin
19 Administrative Law Judge

20
21 Copies of the foregoing mailed/delivered
this 27th day of January, 2009, to:

22 Jeffrey W. Crockett, Esq.
23 Bradley S. Carroll, Esq.
24 SNELL & WILMER, LLP
25 400 East Van Buren
26 One Arizona Center
27 Phoenix, Arizona 85004

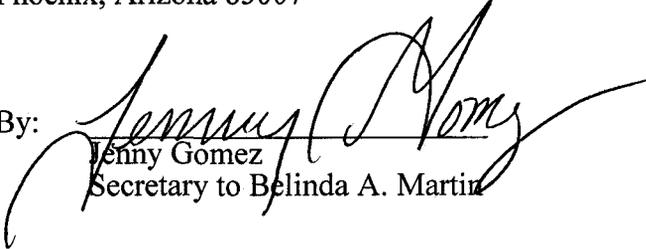
28 Andrew J. Capestro, Esq.
P.O. Box 791
Rancho Santa Fe, California, 92067

1 Jay L. Shapiro, Esq.
Patrick J. Black, Esq.
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4 Janice Alward, Chief Counsel
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6 Phoenix, Arizona 85007

7 Ernest Johnson, Director
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8 ARIZONA CORPORATION COMMISSION
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9 Phoenix, Arizona 85007

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By: 
Jenny Gomez
Secretary to Belinda A. Martin