

ORIGINAL



0000094243

BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

COMMISSIONERS

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

2009 MAR -3 P 2:31

AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

MAR - 3 2009

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF FARMERS WATER CO., AN ARIZONA CORPORATION, FOR A DETERMINATION OF THE CURRENT FAIR VALUE OF ITS UTILITY PLANT AND PROPERTY AND FOR INCREASES IN ITS RATES AND CHARGES FOR UTILITY SERVICE.

DOCKET NO. W-01654A-08-0502

PROCEDURAL ORDER

BY THE COMMISSION:

By Procedural Order dated February 17, 2009, this matter was set for hearing and Farmers Water Co. ("FWC" or "Company") was directed to mail notice to its customers. The form of notice contained typographical errors and should be replaced with the notice set forth herein.

IT IS THEREFORE ORDERED that the notice set forth in the February 17, 2009 Procedural Order shall be revised as follows and the Company shall provide **public notice** of the hearing in this matter, in the following type size, form and style with the heading in no less than 14 point bold type and the body in no less than 10-point regular type:

**PUBLIC NOTICE OF HEARING ON THE
RATE APPLICATION OF
FARMERS WATER CO.
Docket No. W-01654A-08-0502**

On September 29, 2008, Farmers Water Co. ("FWC" or "Company") filed an application with the Arizona Corporation Commission ("Commission") for an increase in annual revenues of \$200,072, an approximate 35.5 percent increase in annual revenue over its 2007 revenues. Under the rates proposed by the Company a residential customer using an average of 5,898 gallons per month would experience a monthly increase of \$3.69, or 26.25 percent, from \$14.05 to \$17.74, and a commercial customers with a 5/8 inch meter and average usage of 9,980 gallons per month would experience an increase of \$7.67, or 38.38 percent, from \$19.97 to \$27.64. **Customers using less or more than the average per month will experience a lower or higher percent increase depending on their usage.** Under the Company's proposal, other rate class customers would experience varying percentage increases depending on their class and usage.

1 If you have any questions concerning how the Company's rate proposal will affect
2 your bill or have other substantive questions about this application, you may contact
3 the Company at: **[COMPANY SHOULD INSERT NAME, ADDRESS,
4 TELEPHONE NUMBER, AND E-MAIL ADDRESS FOR CUSTOMER
5 CONTACTS CONCERNING THE APPLICATION].**

6 The Commission's Utilities Division Staff has not yet made a recommendation
7 regarding the Company's rate increase proposal, and the Commission will determine
8 the appropriate rate relief to be granted based on the evidence of record in this
9 proceeding. The Commission is not bound by the proposals made by the Company,
10 Staff, or any intervenors and, therefore, the final rates approved in this docket may be
11 lower or higher than the rates described above.

12 **How You Can View or Obtain a Copy of the Rate Proposal**

13 Copies of the application and proposed tariffs are available at the Company's offices
14 **[INSERT ADDRESS]** and at the Commission's Docket Control Center at 1200 West
15 Washington, Phoenix, Arizona and its Tucson offices, 400 West Congress, Suite 218,
16 Tucson, Arizona and on the internet via the Commission website ([/www.azcc.gov/](http://www.azcc.gov/))
17 using the e-docket function.

18 **Public Hearing Information**

19 The Commission will hold a **hearing** on this matter beginning **September 2, 2009, at
20 10:00 a.m.**, at the Commission's offices, Room 222, 400 West Congress, Tucson,
21 Arizona.

22 Public comments will be taken at the beginning of the first day of the hearing. Written
23 public comments may be submitted by mailing a letter referencing Docket No. W-
24 01654A-08-0502 to Arizona Corporation Commission, Consumer Services Section,
25 1200 West Washington, Phoenix, AZ 85007, or by email. For a form to use and
26 instructions on how to e-mail comments to the Commission, go to
27 <http://www.azcc.gov/divisions/utilities/forms/publiccomment.pdf>. If you require
28 assistance, you may contact the Consumer Services Section at 1-800-222-7000 or
(520) 628-6550.

29 **About Intervention**

30 The law provides for an open public hearing at which, under appropriate
31 circumstances, interested parties may intervene. Any person or entity entitled by law
32 to intervene and having a direct and substantial interest in the matter will be permitted
33 to intervene. If you wish to intervene, you must file an original and 13 copies of a
34 written motion to intervene with the Commission no later than **May 29, 2009**, and a
35 copy of the motion to Farmers or its counsel and to all parties of record. Your motion
36 must contain the following:

- 37 1. Your name, address, and telephone number and the name, address and
38 telephone number of any party upon whom service of documents is to
be made, if not yourself.
- 39 2. A short statement of your interest in the proceeding (e.g., a customer of
40 the Company, a shareholder of the Company, etc.).

3. A statement certifying that you have mailed a copy of the motion to intervene to the Company or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before May 29, 2009. If representation by counsel is required by Rule 31 of the Rules of the Arizona Supreme Court, intervention will be conditioned upon the intervenor obtaining counsel to represent the intervenor. For information about requesting intervention, visit the Commission's website at http://www.azcc.gov/divisions/utilities/forms/iinterven.pdf. The granting of intervention, among other things, entitles a party to present sworn evidence at the hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any interested person or entity from appearing at the hearing and providing public comment on the application or from filing written comments in the record of the case.

ADA/Equal Access Information

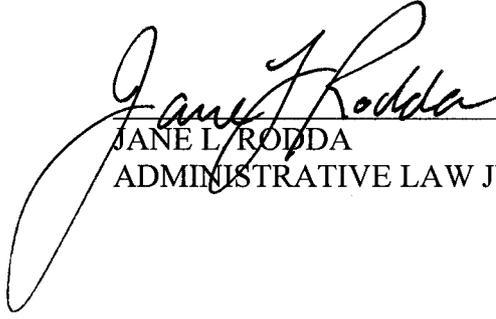
The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting the ADA Coordinator Shaylin Bernal, E-mail Sbernal@azcc.gov, voice phone number 602/542-3931. Requests should be made as early as possible to allow time to arrange the accommodation.

IT IS FURTHER ORDERED that the Company shall mail and cause the revised noticed to be published as directed in the February 17, 2009 Procedural Order, and all other provisions of the February 17, 2009 Procedural Order shall remain in effect without change.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized Communications) continues to apply to this proceeding and shall remain in effect until the Commission's Decision in this matter is final and non-appealable.

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

DATED this 27th day of February, 2009.

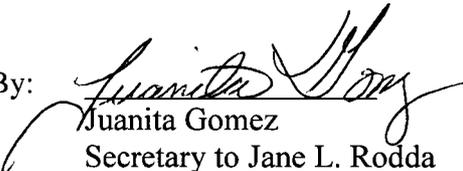

JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

1 Copies of the foregoing mailed
this 27th day of February, 2009 to:

2 Jeffrey W. Crockett,
3 Robert Metli
4 Snell and Wilmer
5 One Arizona Center
6 Phoenix, Arizona 85004-2202
7 Attorneys for Farmers Water Co.

8 Janice Alward, Chief Counsel
9 Legal Division
10 ARIZONA CORPORATION COMMISSION
11 1200 W. Washington Street
12 Phoenix, Arizona 85007

13 Ernest Johnson, Director
14 Utilities Division
15 ARIZONA CORPORATION COMMISSION
16 1200 W. Washington Street
17 Phoenix, Arizona 85007

18
19
20
21
22
23
24
25
26
27
28
By: 
Juanita Gomez
Secretary to Jane L. Rodda