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BEFORE THE ARIZONA CORPORATION COMMISSION

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KRISTIN K. MAYES, Chairman
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AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

MAY 14 2009

DOCKETED BY	<i>MM</i>
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IN THE MATTER OF:

CHARLES J. DAINS,

Complainant,

v.

RIGBY WATER COMPANY,

Respondent.

DOCKET NO. W-01808A-09-0137

PROCEDURAL ORDER

BY THE COMMISSION:

On March 19, 2009, Charles J. Dains ("Complainant") filed with the Arizona Corporation Commission ("Commission") a Formal Complaint ("Complaint") against Rigby Water Company ("Rigby" or "Respondent"). The Complainant alleges a dispute between the parties regarding a main extension agreement and requests that the Commission grant Complainant relief in the amount of \$237,000 less any previously refunded amounts.

On April 13, 2009, Rigby filed an Answer to Formal Complaint and a Motion to Dismiss the Complaint.

On May 5, 2009, Complainant filed a Response to Answer to Formal Complaint and Motion to Dismiss and a Motion for Summary Judgment.

Accordingly, a procedural conference should be held to discuss the procedural schedule in this matter.

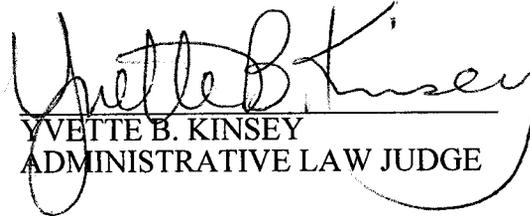
IT IS THEREFORE ORDERED that a **procedural conference** shall be held on **June 2, 2009, at 10:00 a.m.** at the Commission's offices, 1200 West Washington Street, Room 100, Phoenix, Arizona.

1 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
2 Communications) applies to this proceeding.

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

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

12 DATED this 14th day of May, 2009.

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14
15 
16 YVETTE B. KINSEY
ADMINISTRATIVE LAW JUDGE

17 Copies of the foregoing mailed/delivered
18 this 14th day of May, 2009 to:

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28 By: 
Debra Broyles
Secretary to Yvette B. Kinsey