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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

2009 MAY 20 P 12:36

AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

MAY 20 2009

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF ARIZONA WATER COMPANY, AN ARIZONA CORPORATION, FOR A DETERMINATION OF THE FAIR VALUE OF ITS UTILITY PLANT AND PROPERTY, AND FOR ADJUSTMENTS TO ITS RATES AND CHARGES FOR UTILITY SERVICE AND FOR CERTAIN RELATED APPROVALS BASED THEREON.

DOCKET NO. W-01445A-08-0440

PROCEDURAL ORDER

BY THE COMMISSION:

On August 22, 2008, Arizona Water Company ("AWC" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for a rate increase for all of its operating groups (Northern, Eastern, and Western), comprising 18 separate water systems.

By Procedural Order issued November 4, 2008, a hearing was scheduled to commence on August 31, 2009, various filing dates were established for testimony, and the Company was directed to mail to customers and publish notice of the application and hearing in accordance with the Procedural Order.

Following issuance of the November 4, 2008, Procedural Order, representatives of AWC, the Commission's Utilities Division ("Staff"), and the Residential Utility Consumer Office ("RUCO") met to discuss an alternative form of the required notice in order to provide greater detail regarding the rate impact of the application to customers within the Company's separate operating systems.

On February 5, 2009, AWC, Staff, and RUCO filed a Joint Stipulation and Motion requesting that a revised form of notice should be substituted for the notice contained in the November 4, 2008, Procedural Order. The parties request that a Procedural Order approving the stipulated notice be issued at the earliest opportunity to allow the Company time to mail and publish the new notice in accordance with the dates established in the prior Procedural Order.

MP

1 By Procedural Order issued February 6, 2009, a revised notice was approved in accordance  
2 with the stipulation of the parties and AWC was directed to substitute the more detailed notice for the  
3 prior notice set forth in the November 4, 2008, Procedural Order.

4 On May 6, 2009, Staff filed a Motion for Extension of Time Re: Rate Design Testimony  
5 ("Motion"). In its Motion, Staff requested a two-week extension of the date set for filing testimony  
6 regarding rate design. Staff also proposed amendments to the filing dates for other subsequent rate  
7 design testimony. Staff's Motion states that the current August 31, 2009, hearing date would not be  
8 altered under the extension request. Staff also indicates that the other parties to the proceeding do not  
9 object to the dates set forth in the Motion.

10 On May 7, 2009, Abbott Laboratories ("Abbott") filed an Application to Intervene. No  
11 objections have been filed to Abbott's intervention request.

12 IT IS THEREFORE ORDERED that **Staff's Motion is hereby granted and the following**  
13 **changes to the November 4, 2008, Procedural Order are approved:**

<u>Rate Design Testimony</u>	<u>Revised Filing Date</u>
<b>Staff/Intervenor Direct Testimony</b>	<b>June 26, 2009</b>
<b>Rebuttal Testimony</b>	<b>July 24, 2009</b>
<b>Surrebuttal Testimony</b>	<b>August 12, 2009</b>
<b>Rejoinder Testimony</b>	<b>August 26, 2009</b>

19 IT IS FURTHER ORDERED that all other filing dates set forth in the November 4, 2008,  
20 Procedural Order shall remain in full force and effect.

21 IT IS FURTHER ORDERED that **Abbott Laboratories is granted intervention.**

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

25 ...  
26 ...  
27 ...

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

4 DATED this 20<sup>th</sup> day of May, 2009.

5  
6 

7 DWIGHT D. NODES  
8 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered  
10 This 20<sup>th</sup> day of May, 2009 to:

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12 ARIZONA WATER COMPANY  
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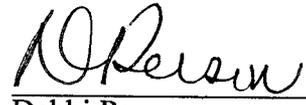
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