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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

COMMISSIONERS

KRISTIN K. MAYES, Chairman
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BOB STUMP

AZ CORP COMMISSION
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MAY 29 2009

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IN THE MATTER OF THE APPLICATION
OF JOHNSON UTILITIES, LLC, DBA
JOHNSON UTILITIES COMPANY FOR AN
INCREASE IN ITS WATER AND
WASTEWATER RATES FOR CUSTOMERS
WITHIN PINAL COUNTY, ARIZONA.

DOCKET NO. WS-02987A-08-0180

**NOTICE OF COMPLIANCE
WITH REQUIREMENT TO FILE
REPLY BRIEF ON THE
ADMISSIBILITY OF SWING
FIRST GOLF'S TRANSCRIPT
AND REQUEST FOR ORAL
ARGUMENT**

Snell & Wilmer

L.L.P.
LAW OFFICES
One Arizona Center, 400 E. Van Buren
Phoenix, Arizona 85004-2202
(602) 382-6000

Johnson Utilities, LLC, dba Johnson Utilities Company ("Johnson Utilities" or "Company") hereby files this Notice of Compliance ("Notice") with the Arizona Corporation Commission ("Commission") with respect to the filing of its Reply Brief on the Admissibility of Swing First Golf's Transcript into evidence in the above-captioned proceeding.

At the April 28, 2009, hearing, the Administrative Law Judge ("ALJ") ordered the parties to submit Opening Briefs regarding the Company's objection to the admissibility of the transcript into evidence offered by Swing First Golf. The ALJ also ordered that the transcript would remain sealed until the Commission ruled on the admissibility of the transcript. Like Johnson Utilities' Opening Brief, the Company's Reply Brief contains numerous quotations, citations, and summaries of various portions of the sealed transcript that would make it very difficult to redact the Reply Brief in such a manner so that a redacted version of the Reply Brief would be meaningful. Accordingly, Johnson Utilities

1 has send via e-mail and first class mail a confidential copy of its Reply Brief to Swing
2 First Golf, RUCO and Staff, and has hand-delivered a confidential copy the ALJ, and is
3 filing this Notice in the Docket.

4 Additionally, as indicated on both its Opening and Reply Briefs, Johnson Utilities
5 requests that it have the opportunity for oral argument on the issue of the admissibility of
6 the sealed transcript.

7 RESPECTFULLY SUBMITTED this 29th day of May, 2009.

8 SNELL & WILMER L.L.P.

9
10 By 
11 Jeffrey W. Crockett
12 Robert J. Metli
13 One Arizona Center
14 400 E. Van Buren
15 Phoenix, AZ 85004-2202
16 Attorneys for Johnson Utilities, LLC

17 ORIGINAL and 13 copies filed this
18 29th day of May, 2009, with:

19 Docket Control
20 ARIZONA CORPORATION COMMISSION
21 1200 West Washington Street
22 Phoenix, Arizona 85004

23 COPIES of the foregoing hand-delivered this
24 29th day of May, 2009, to:

25 Teena Wolfe, Administrative Law Judge
26 Hearing Division
ARIZONA CORPORATION COMMISSION
1200 W. Washington Street
Phoenix, Arizona 85007

1 Ayesha Vohra, Staff Attorney
2 Nancy Scott, Staff Attorney
3 Legal Division
4 ARIZONA CORPORATION COMMISSION
5 1200 W. Washington Street
6 Phoenix, Arizona 85007

7 Ernest Johnson, Director
8 Utilities Division
9 ARIZONA CORPORATION COMMISSION
10 1200 W. Washington Street
11 Phoenix, Arizona 85007

12 COPIES of the foregoing sent via e-mail and
13 first class mail this 29th day of May, 2009, to:

14 Craig A. Marks
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