

ORIGINAL

**OPEN MEETING AGENDA ITEM
FENNEMORE CRAIG, P.C.**

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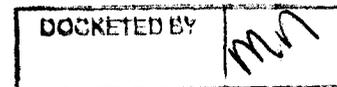
August 21, 2009

BY HAND DELIVERY

Mr. Giancarlo Estrada, Advisor
Office of Chairman Mayes
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

Arizona Corporation Commission
DOCKETED

AUG 21 2009



Re: Oak Creek Water Company No. 1 - Tariff Filing to Implement an Off-Site
Facilities Hook-Up Fee (Docket No. W-01392A-09-0272)
August 25, 2009 Open Meeting Agenda Item No. 14

Dear Mr. Estrada:

I am writing on behalf of Oak Creek Water Company No. 1 ("Oak Creek Water" or "Company") in regards to the above-referenced matter. Oak Creek Water respectfully requests that Chairman Mayes remove Agenda Item No. 14 from the August 25, 2009 Regular Open Meeting agenda.

This particular application was filed to establish an Off-Site Facilities Hook-Up Fee tariff that would allow Oak Creek Water to recover a portion of the costs to construct backbone water utility facilities to serve future customers. However, Oak Creek Water has since learned that the proposed residential and commercial developments within the Company's service area will not be moving forward as originally planned. Because the proposed hook-up fee is designed to recover a portion of the estimated costs to extend service to residential and commercial developments that are no longer moving forward, the Company would rather withdraw its request at this time and seek reconsideration when development is more certain.

The Company appreciates Staff's efforts, and believes that the information provided in this docket will prove useful in any future application to establish an off-site facilities hook-up fee. We understand that the Commission is under certain time-clock deadline to approve, modify or reject the application; otherwise it would go into effect as set forth in the application. Therefore, please consider this letter as a formal request to withdraw the Company's application so as to avoid any such result.

FENNEMORE CRAIG, P.C.

BY HAND DELIVERY

Mr. Giancarlo Estrada, Advisor
Office of Chairman Mayes
August 21, 2009
Page 2

Thank you for your time and consideration in this matter. Should you have any questions or concerns, please do not hesitate to contact me at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to be 'P. Black', with a long horizontal line extending to the right.

Patrick J. Black

c: Docket Control
Steven Olea, Utilities Director
Kristin Wakeman, Oak Creek Water Company No. 1