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BEFORE THE ARIZONA CORPORATION COMMISSION

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ARIZONA CORPORATION COMMISSION  
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- Kristin K. Mayes  
Chairman
- Gary Pierce  
Commissioner
- Paul Newman  
Commissioner
- Sandra D. Kennedy  
Commissioner
- Bob Stump  
Commissioner

IN THE MATTER OF THE FORMAL )  
 COMPLAINT OF FIDENCE )  
 DEVELOPMENT, LLC, AGAINST )  
 ARIZONA-AMERICAN WATER COMPANY )  
 \_\_\_\_\_ )

Docket No: W-01303A-09-0097  
**JOINT STATUS UPDATE**

As requested by the Administrative Law Judge at the May 2, 2009 Procedural Conference, Fidence Development, LLC ("Fidence Development") and Arizona-American Water Company ("Arizona-American") provide this update regarding the status of settlement discussions. Fidence and Arizona-American have continued to engage in settlement discussions and continue to believe that settlement discussions will be beneficial. The parties request that they be allowed to continue such discussions for an additional sixty (60) days and will provide an additional update to the Administrative Law Judge at that time (*i.e.*, on or before December 15, 2009).

Arizona Corporation Commission  
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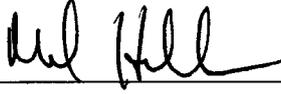
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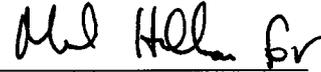
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1 RESPECTFULLY submitted this 16th day of October, 2009.

2 LEWIS AND ROCA LLP

SNELL & WILMER

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11 ORIGINAL and thirteen (13) copies  
12 of the foregoing filed this  
13 16<sup>th</sup> day of October, 2009 with:

14 The Arizona Corporation Commission  
15 Docket Control – Utilities Division  
16 1200 W. Washington Street  
17 Phoenix, Arizona 85007

18 COPY of the foregoing hand-delivered  
19 this 16th day of October, 2009, to:

20 Yvette Kinsey, Administrative Law Judge  
21 Arizona Corporation Commission  
22 1200 W. Washington Street  
23 Phoenix, Arizona 85007

24 Steve Olea, Director  
25 Utilities Division  
26 Arizona Corporation Commission  
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