

OPEN MEETING



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ORIGINAL

MEMORANDUM

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ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

TO: THE COMMISSION

FROM: Utilities Division

DATE: November 4, 2009

RE: IN THE MATTER OF VERDE SANTA FE WASTEWATER COMPANY FOR APPROVAL OF A REVISED TARIFF REDUCING THE COMMODITY RATE FOR EFFLUENT SALES (DOCKET NO. SW-03437A-09-0493)

On October 14, 2009, Verde Santa Fe Wastewater Company ("Company") filed an application for approval of a revised tariff for effluent sales. The Company asserts that the requested tariff change is revenue neutral and that a rate case is therefore not required.

Staff has not had adequate time to review the application to determine whether or not the proposed tariff revision is revenue neutral. While Staff does not believe that this application is the type of tariff filing subject to the 30-day time clock, in an abundance of caution, Staff recommends that the filing be suspended for a period of one hundred twenty (120) days through and including March 5, 2010.

Staff recommends that the Company notice its customers of its tariff filing and suspension.

for

Steven M. Olea
Director
Utilities Division

SMO:NS:lhm\RM

ORIGINATOR: Nancy Scott

Arizona Corporation Commission

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BEFORE THE ARIZONA CORPORATION COMMISSION

- KRISTIN K. MAYES
Chairman
- GARY PIERCE
Commissioner
- PAUL NEWMAN
Commissioner
- SANDRA D. KENNEDY
Commissioner
- BOB STUMP
Commissioner

IN THE MATTER OF VERDE SANTA FE
WASTEWATER CO., INC. FOR
APPROVAL OF A REVISED TARIFF
REDUCING THE COMMODITY RATE
FOR EFFLUENT

DOCKET NO. SW-03437A-09-0493
DECISION NO. _____
ORDER

Open Meeting
November 19 and 20, 2009
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On October 14, 2009, Verde Santa Fe Wastewater Co., Inc. filed an application for approval of a revised tariff reducing the commodity rate for effluent sales.
2. The Company proposes to reduce the rate for effluent sales from \$2.00 per one thousand (1,000) gallons to \$.40 per one thousand (1,000) gallons.
3. Staff has not had adequate time to review the application to determine whether or not the proposed tariff revision is revenue neutral. While Staff does not believe that this application is the type of tariff filing subject to the 30-day time clock, in an abundance of caution, Staff recommends that the filing be suspended for a period of one hundred twenty days through and including March 5, 2010.
4. The Company should notice its customers of its tariff filing and this suspension.

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CONCLUSIONS OF LAW

1. Verde Santa Fe Wastewater Co., Inc. is an Arizona public service corporation within the meaning of Article XV, Section 2 of the Arizona Constitution.

2. The Commission has jurisdiction over Verde Santa Fe Wastewater Co., Inc. and over the subject matter of the application.

3. The Commission having reviewed the application and Staff's Memorandum dated November 4, 2009, concludes that it is in the public interest to suspend the filing for a period of one hundred twenty (120) days.

ORDER

IT IS THEREFORE ORDERED the filing be and hereby is suspended for a period of one hundred twenty (120) days, up to and including March 10, 2010.

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IT IS FURTHER ORDERED that Verde Santa Fe Wastewater Co., Inc. shall notice its customers of the tariff filing and suspension

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION

CHAIRMAN	COMMISSIONER	
COMMISSIONER	COMMISSIONER	COMMISSIONER

IN WITNESS WHEREOF, I, ERNEST G. JOHNSON, Executive Director of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this _____ day of _____, 2009.

ERNEST G. JOHNSON
EXECUTIVE DIRECTOR

DISSENT: _____

DISSENT: _____

SMO:NS:lh\RM

1 SERVICE LIST FOR: Verde Santa Fe Wastewater Co., Inc.
2 DOCKET NO. SW-03437A-09-0493

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4 Fennemore Craig
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