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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

KRISTIN K. MAYES, Chairman
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2009 DEC 11 P 12:36

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
GLOBAL WATER – PALO VERDE UTILITIES
COMPANY FOR THE ESTABLISHMENT OF JUST
AND RESONABLE RATES AND CHARGES FOR
UTILITY SERVICE DESIGNED TO REALIZE A
REASONABLE RATE OF RETURN ON THE FAIR
VALUE OF ITS PROPERTY THROUGHOUT THE
STATE OF ARIZONA

DOCKET NO. SW-20445A-09-0077

IN THE MATTER OF THE APPLICATION OF
VALENCIA WATER COMPANY – GREATER
BUCKEYE DIVISION FOR THE ESTABLISHMENT
OF JUST AND RESONABLE RATES AND
CHARGES FOR UTILITY SERVICE DESIGNED TO
REALIZE A REASONABLE RATE OF RETURN ON
THE FAIR VALUE OF ITS PROPERTY
THROUGHOUT THE STATE OF ARIZONA

DOCKET NO. W-02451A-09-0078

IN THE MATTER OF THE APPLICATION OF
WILLOW VALLEY WATER COMPANY – GREATER
BUCKEYE DIVISION FOR THE ESTABLISHMENT
OF JUST AND RESONABLE RATES AND
CHARGES FOR UTILITY SERVICE DESIGNED TO
REALIZE A REASONABLE RATE OF RETURN ON
THE FAIR VALUE OF ITS PROPERTY
THROUGHOUT THE STATE OF ARIZONA

DOCKET NO. W-01732A-09-0079

IN THE MATTER OF THE APPLICATION OF
GLOBAL – SANTA CRUZ WATER COMPANY FOR
THE ESTABLISHMENT OF JUST AND RESONABLE
RATES AND CHARGES FOR UTILITY SERVICE
DESIGNED TO REALIZE A REASONABLE RATE OF
RETURN ON THE FAIR VALUE OF ITS PROPERTY
THROUGHOUT THE STATE OF ARIZONA

DOCKET NO. W-20446A-09-0080

IN THE MATTER OF THE APPLICATION OF WATER
UTILITY OF GREATER TONOPAH FOR THE
ESTABLISHMENT OF JUST AND RESONABLE
RATES AND CHARGES FOR UTILITY SERVICE
DESIGNED TO REALIZE A REASONABLE RATE OF
RETURN ON THE FAIR VALUE OF ITS PROPERTY
THROUGHOUT THE STATE OF ARIZONA

DOCKET NO. W-02450A-09-0081

**RESPONSE TO OPPOSITION
MOTION TO INTERVENE OF
MR. RICK FERNANDEZ**

Arizona Corporation Commission
DOCKETED

DEC 11 2009

DOCKETED BY *MM*

1 IN THE MATTER OF THE APPLICATION OF
2 VALENCIA WATER COMPANY – TOWN DIVISION
3 FOR THE ESTABLISHMENT OF JUST AND
4 REASONABLE RATES AND CHARGES FOR UTILITY
5 SERVICE DESIGNED TO REALIZE A REASONABLE
6 RATE OF RETURN ON THE FAIR VALUE OF ITS
7 PROPERTY THROUGHOUT THE STATE OF
8 ARIZONA

DOCKET NO. W-01212A-09-0082

**RESPONSE TO OPPOSITION
MOTION TO INTERVENE OF
MR. RICK FERNANDEZ**

6 Rick Fernandez - Santarra Homeowner Members (collectively, the "Santarra
7 Homeowners Association") respectfully submit this Response to the Opposition to the
8 Motion to Intervene filed by Timothy J. Sabo of ROSHKA DEWULF & PATTEN, PLC on
9 December 9, 2009.

10 The reason Mr. Fernandez filed his MOTION to INTERVENE when he did was solely
11 due to poor communications on the part of Global Utilities. Though Global Utilities
12 will argue, they communicated in a responsible and timely manner to all of its
13 customers as required by law, all notices of public meetings and notices of
14 procedures. Mr. Fernandez can testify and provide witnesses that Global Utilities in
15 fact did not notify its customers in a responsible or timely manner. It was not until
16 October 8, 2009 when only a few residents of Santarra were made aware of the last open
17 meeting in the Town of Buckeye where only SEVEN (7) residents took part. At that time
18 residents were informed of the Hearing on December 14, 2009 and that Motions to
19 Intervene had to be filed by October 12, 2009.

20 Because of such short notice, Mr. Fernandez went to the Arizona Corporations
21 Commissions website where he downloaded a document, which clearly stated, "Motions to
22 Intervene should be filed at least 5 days before the hearing. Failure to intervene
23 will not preclude any customer from appearing at the hearing and making a statement on
24 his own behalf." The web address for this document is
25 <http://www.cc.state.az.us/divisions/utilities/FORMS/interven.pdf>.

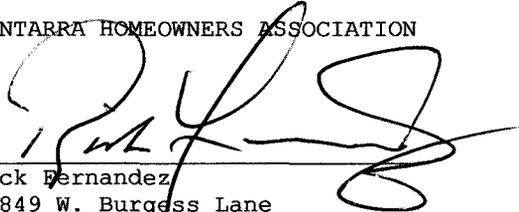
26 Mr. Fernandez would have filed his Motion to Intervene in a timely manner if
27 (1) Global Utilities had provided better communications to its customers with regard
28

1 to the rate Increase hearing; (2) Mr. Fernandez filed his Motion to Intervene under
2 the direction of documents provided on the Arizona Corporation Commissions website.

3 Accordingly, Mr. Fernandez and the Santarra Homeowners Association respectfully
4 request that the Opposition to Motion to Intervene of Rick Fernandez be denied.

5 **RESPECTFULLY SUBMITTED** this 10th day of December 2009.

6
7 SANTARRA HOMEOWNERS ASSOCIATION

8
9 By 
10 Rick Fernandez
11 25849 W. Burgess Lane
12 Buckeye, AZ 85326

13
14 President, Santarra H.O.A.
15 Santarra Member

16
17 **Original +13 copies of the forgoing**
18 **Filed this 11th day of December 2009 with:**

19 Docket Control
20 Arizona Corporation Commission
21 1200 West Washington
22 Phoenix, AZ 85007

23 Wesley C. Van Cleve, Staff Counsel
24 Legal Division
25 Arizona Corporation Commission
26 1200 West Washington
27 Phoenix, AZ 85007

28
29 **Copy of the forgoing hand delivered**
30 **this 11th day of December 2009 to:**

31 Timothy J. Sabo
32 ROSHKA, DeWULF & PATTEN, PLC
33 One Arizona Center
34 400 East Van Buren, Suite 800
35 Phoenix, AZ 85004