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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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

2010 FEB -31 A 9:44
AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
DOCKETED
FEB - 3 2010

DOCKETED BY [Signature]

IN THE MATTER OF THE FORMAL
COMPLAINT OF MARSHALL MAGRUDER
FILED WITH THE ARIZONA CORPORATION
COMMISSION ON DECEMBER 5, 2008.

DOCKET NO. E-04204A-08-0589

PROCEDURAL ORDER

BY THE COMMISSION:

By Procedural Order dated December 7, 2009, a hearing in this matter was set to commence May 4, 2010.

On December 23, 2009, Mr. Magruder filed a Request to Change the Hearing Date because of a scheduling conflict.

There was no opposition to Mr. Magruder's request. Consequently, the following schedule will replace that established in the December Procedural Order.

IT IS THEREFORE ORDERED that that a **hearing** in this matter shall commence on **May 24, 2010, at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, Room 222, 400 W. Congress Street, Tucson, Arizona.

IT IS FURTHER ORDER that **Mr. Magruder** shall reduce to writing and file direct testimony and exhibits to be used at the hearing by **March 22, 2010**.

IT IS FURTHER ORDERED that **UNSE** shall file any **responsive testimony** and any exhibits to be used at the hearing by **April 19, 2010**.

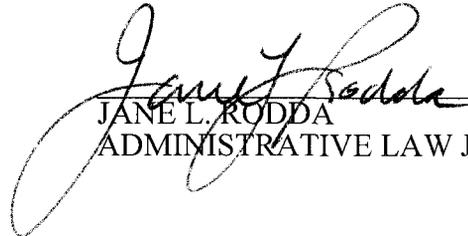
IT IS FURTHER ORDERED that **Mr. Magruder** shall file any rebuttal testimony and exhibits by **May 10, 2010**.

IT IS FURTHER ORDERED that any surrebuttal and/or rejoinder testimony will be presented orally at the hearing.

1 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
2 Communications) continues to apply to this proceeding.

3 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
4 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

5 DATED this 2nd day of February, 2010.

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9 JANE L. RODDA
10 ADMINISTRATIVE LAW JUDGE

11 Copies of the foregoing mailed
12 this 2nd day of February, 2010 to:

13 Marshall Magruder
14 PO Box 1267
15 Tubac, Arizona 85646

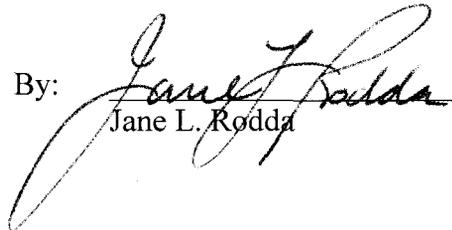
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By: 
Jane L. Rodda