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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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COMMISSIONERS

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

IN THE MATTER OF THE APPLICATION OF
SUN LEISURE ESTATES UTILITIES COMPANY,
INC., FOR A PERMANENT RATE INCREASE.

DOCKET NO. W-02386A-09-0308

IN THE MATTER OF THE APPLICATION OF
SUN LEISURE ESTATES UTILITIES COMPANY,
INC., FOR APPROVAL OF FINANCING FOR
CONSTRUCTION OF A NEW WELL.

DOCKET NO. W-02386A-09-0554

PROCEDURAL ORDER

BY THE COMMISSION:

On June 10, 2009, Sun Leisure Estates Utilities Company, Inc. ("Sun Leisure" or the "Company"), filed with the Arizona Corporation Commission ("Commission"), its application for a permanent rate increase ("Rate Application").

On September 11, 2009, the Commission's Utilities Division Staff ("Staff") determined that Sun Leisure's Rate Application was sufficient and classified the Company as a Class E Utility.

On October 29, 2009, Staff filed a Request for Extension for filing its Staff Report in this matter from November 10, 2009, to November 24, 2009. Staff stated that the Company did not object to the extension.

On November 3, 2009, a Procedural Order was issued granting Staff's Request for Extension and extending the deadline accordingly.

On November 24, 2009, Staff filed its Staff Report, recommending an alternative rate schedule and making other recommendations, and on December 3, 2009, Sun Leisure filed objections to the Staff Report ("Objections").

On December 4, 2009, a Procedural Order was issued directing Staff to file its Reply to the Company's Objections no later than January 8, 2010. The Procedural Order also suspended the timeclock in the Rate Application matter.

1 On December 9, 2009, Sun Leisure filed with the Commission its application for approval of
2 financing for construction of a new well (“Financing Application”).

3 On January 8, 2010, Staff filed its Reply to Sun Leisure’s Objections, and filed a Notice of
4 Errata to Staff’s Reply on January 11, 2010.

5 Pursuant to a Procedural Order issued February 10, 2010, a Procedural Conference was held
6 on February 19, 2010, to consider consolidation of the Rate Application and the Financing
7 Application. The parties agreed at the Procedural Conference that consolidation is warranted.

8 The matters are substantially related and no party will be prejudiced by their consolidation.
9 Accordingly, Docket Nos. W-02386A-09-0308 and W-2386A-09-0554 should be consolidated.

10 IT IS THEREFORE ORDERED that **Docket Nos. W-02386A-09-0308 and W-2386A-09-**
11 **0554 are hereby consolidated.**

12 IT IS FURTHER ORDERED that Staff shall file an **Amended Staff Report** in the
13 consolidated matters no later than **April 2, 2010.**

14 IT IS FURTHER ORDERED that Sun Leisure shall file its **Response to the Amended Staff**
15 **Report** no later than **April 19, 2010.**

16 IT IS FURTHER ORDERED that Sun Leisure shall file a **Corporate Resolution** authorizing
17 Chuck Swysgood, Sun Leisure’s president, to represent the Company during these proceedings no
18 later than **March 29, 2010.**

19 IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules
20 of the Arizona Supreme Court and A.R.S. § 40-243 with respect to practice of law and admission *pro*
21 *hac vice.*

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

3 DATED this 19th day of February, 2010.

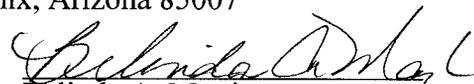
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5 BELINDA A. MARTIN
6 ADMINISTRATIVE LAW JUDGE

7 Copies of the foregoing mailed/delivered
8 this 19th day of February, 2010 to:

9 Chuck Swysgood, President
10 SUN LEISURE ESTATES
11 UTILITIES COMPANY
12 P. O. Box 1074
13 Yuma, Arizona 85366-1074

14 Janice Alward, Chief Counsel
15 Legal Division
16 ARIZONA CORPORATION COMMISSION
17 1200 West Washington Street
18 Phoenix, AZ 85007

19 Steven M. Olea, Director
20 Utilities Division
21 ARIZONA CORPORATION COMMISSION
22 1200 W. Washington Street
23 Phoenix, Arizona 85007

24 By: 
25 Belinda A. Martin
26
27
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