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ARIZONA CORPORATION COMMISSION

RECEIVED

2010 MAR 30 P 2:55

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

March 30, 2010

To: Docket Control

RE: Litchfield Park Service Company - Customer Comments
Docket Nos. W-01427A-09-0104 and SW-01428A-09-0103 W-01427A-09-0116
W-01427A-09-0120

Please docket the attached 2 customer comments OPPOSING a rate increase and/or consolidation in above cases.

Customer comments can be reviewed in E-docket under the above docket numbers.

Filed by: Utilities Division - Consumer Services

Arizona Corporation Commission
DOCKETED

MAR 30 2010

DOCKETED BY [Signature]

ARIZONA CORPORATION COMMISSION
UTILITY COMPLAINT FORM

this material in pursuit of a fair outcome for all.

Sincerely,

Rich Crabb, Resident/Utility Customer

ATTACHMENTS: Flyer Liberty Rate Increase - H2Owww!; Algonquin web site page; Finance Page(s)(1&2)
End of Complaint

Utilities' Response:

Investigator's Comments and Disposition:

3/30/10 Comments entered for the record and docketed.
End of Comments

Date Completed: 3/30/2010

Opinion No. 2010 - 86018

Liberty(formerly LPSCo) Rate Increase - H₂Owww!

Courtesy of Canada(America's largest oil exporter) based
Algonquin Power Income Fund (APIF) and the Toronto Stock Exchange
"Your fair outcome is their fair income"

Rate of inflation the past 10 years has averaged 3%, the past 10 months has been a period of deflation.

Why an indefinite \$12.5 million annual increase(pg. 22 of 2nd qtr. earnings report) to in part recover a \$24 million capital investment in a sewage treatment facility(Liberty presentation at city council meeting) necessary to be in the water treatment/reclamation business and almost assuredly make a profit providing an essential service/product, with publicly protected rates and returns, to an exclusive/captive customer base?

Liberty is a private water utility not a sports franchise. Why should the taxpayers in part foot the bill for their wastewater treatment facility – their stool stadium – a coliseum for crap, pantheon of poop, and other infrastructure necessary for a privately owned monopoly to generate a publicly protected profit? Where's the risk? Justification?

Thoughts:

Will this be the Republican's Cash for Canadians program?

Can't we just further subsidize your pharmaceuticals instead?

Global socialism? If we're so against it here, why are we so willing to pay for/subsidize it elsewhere?

NAFTA – North American Foreign Tax Assessment

Water is LPSCo's Oil.

Give me Liberty or give me.....

Are you the John Stuart Mill 'Liberty' or the one in which you do as you please with my money?

If you want to double my rates, then I'll take my water on odd days and flush on the even ones.

Accounting slang - Water boarding, aka, "Gitmo cash flow."

Will work for water.

Food, shelter, water, and healthcare.

I'll never crush another ice cube.

#1 oil exporter, are you planning to export our water in 2010 as well?

120% increase, you must be loonie(term for the Canadian dollar)!!!

The 4 reasons for the majority of the rate increase

1. **Over capacity** – The bursting of the housing bubble and resulting decline in home construction, increase in foreclosures, and overall economic downturn has impacted LPSCo's projected growth(pg. 20 of 2nd qtr. earnings report) in customer base and decreased their revenue stream because of the many residential connections that are now vacant or failed to develop.
2. **Recovering(Bailout) losses on investments** - The trust fund lost 30.6 million in the fourth quarter of 2008 on derivatives(March 5th 2009 press release regarding 4th qtr results.)
3. **Profits and inflation up front** – The anticipated and inevitable shrinking value of the dollar against the Canadian dollar and higher interest rates will negatively impact APIF profits(pg. 5, 20 & 33 of 2nd qtr. earnings report.)
4. **Higher taxes** – Changes to Canadian tax law that go into effect in 2011 will increase the tax burden on Canadian investment trusts, which in turn decreases their profits and value to shareholders(pg. 32 & 44 of 2nd qtr. earnings report.)

Will the rest of the world give America a rate decrease on oil to olives when the world's reserve currency is no longer the dollar and oil trades in euros?

Why the substantial decrease(100%+) in capacity in relation to a much lesser and disproportionate increase(15%) in connections/demand?

Algonquinpower.com website 10/5/09

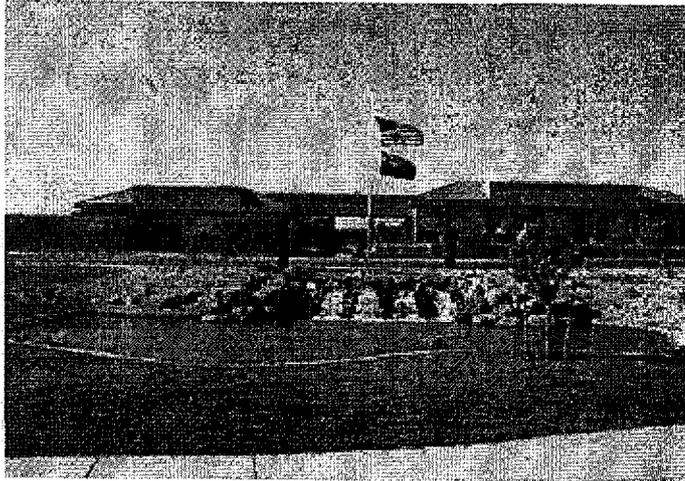
Litchfield Park Service Company

Business Segment:
Infrastructure

Location:
Near Goodyear, Arizona

Services:
Water Distribution and Water Reclamation

Connections:
Distribution - 14,355
Reclamation - 15,302



Litchfield Park Service Company ("LPSCo") is a water distribution and wastewater reclamation utility located in the West Valley of Maricopa County, 15 miles west of Phoenix, Arizona whose service area includes sections of the Cities of Goodyear, Avondale and Litchfield Park, Arizona. According to the 2000 census data, Maricopa County is the fastest growing county in the United States. LPSCo presently serves approximately 15,000 water and 15,000 wastewater customers.

The LPSCo water infrastructure includes a total of eight active wells and a 6.3 million gallon reservoir which provides water to the current customer base through a single pressure zone. LPSCo constructed and commissioned a 4.2 million gallon per day water reclamation facility. This facility operates at 40% capacity and supplies Class "A+" reclaimed water to a number of local golf courses in the area.

[Back to Infrastructure Facilities List](#)

Libertywater.com website 10/5/09

Litchfield Park, Arizona

Welcome to Liberty Water's Litchfield Park customer portal.

We are proud to offer our customers the ability to learn more about Liberty Water (formerly Litchfield Park Service Company) with information on your local water service, water quality reports, rates and news, as well as online bill payment and access to your account.

Liberty Water serves over 16,600 water and close to 18,000 wastewater customers in Maricopa County. This service area includes customers in Avondale, Glendale, Goodyear and Litchfield Park, Arizona.

With 12 local groundwater wells, our Maricopa County facility is capable of producing up to 18.6 million US gallons of clean, safe drinking water per day.

In addition to providing the best quality drinking water to our customers, Liberty Water operates a 4.1 million US gallons per day water reclamation facility. This facility currently functions at 83 per cent capacity and supplies Class "A+" reclaimed water to a number of local golf courses.

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Mon, Jan 25, 2010, 4:57PM ET - U.S. Markets closed

ALGONQUIN PWR & UTILITIES CORP (AQN.TO)

3:59PM ET 4.24 ↓ 0.10 (2.30%)

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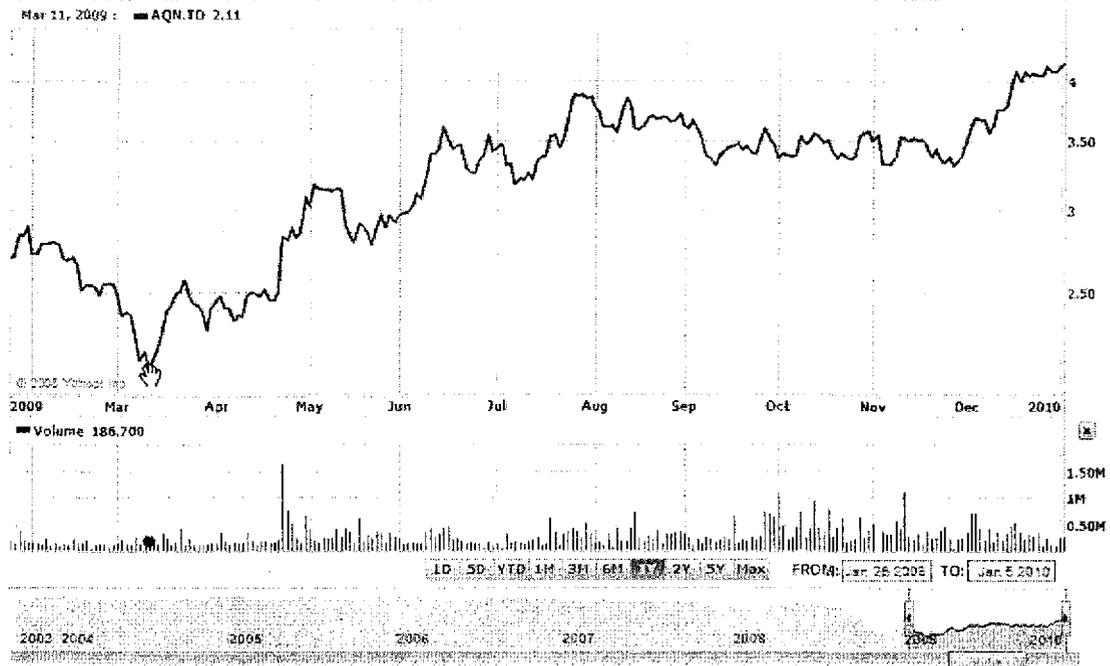
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Basic Chart | Full Screen | Print | Share | Send Feedback

ALGONQUIN PWR & UTILITIES CORP (Toronto: AQN.TO)

Last Trade:	4.24	Day's Range:	4.23 - 4.38
Trade Time:	3:59PM ET	52wk Range:	2.05 - 4.38
Change:	↓ 0.10 (2.30%)	Volume:	245,079
Prev Close:	4.34	Avg Vol (3m):	358,368
Open:	4.38	Market Cap:	N/A
Bid:	4.24	P/E (ttm):	N/A
Ask:	4.28	EPS (ttm):	N/A
1y Target Est:	N/A	Div & Yield:	N/A (N/A)

Quotes delayed, except where indicated otherwise. For consolidated real-time quotes (incl. pre/post market data), sign up for a free trial of Real-time Quotes.

Headlines

- Wed, Jan 13 Algonquin Power & Utilities Corp. announces completion of acquisition of 36.8 MW of hydroelectric generation assets. [CNW Group](#)
- Wed, Jan 13 Integrys Energy Services Closes Sale of Power Generation Assets in New Brunswick and Maine. [PR Newswire](#)
- Tue, Dec 22 Algonquin Power & Utilities Corp. announces agreement for internalization of management. [CNW Group](#)
- Fri, Dec 18 Algonquin Power & Utilities Corp. declares dividend for December 2009 and announces change to a quarterly dividend schedule. [CNW Group](#)

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Mon, Jan 25, 2010, 8:12PM ET - U.S. Markets closed

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Finance Search

CAD/USD (CADUSD=X)

At 8:12PM ET: **0.9474** ↑ 0.0017 (0.18%)



Basic Chart

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CAD/USD (CCY)

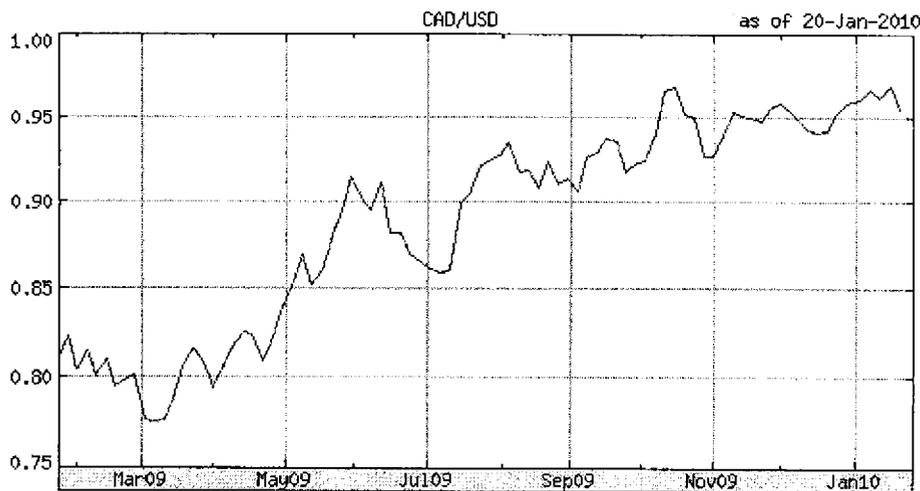
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Compare: CADUSD=X vs

S&P Nasdaq Dow

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Last Trade: **0.9474**

Day's Range: 0.9470 - 0.9474

Trade Time: 8:12PM ET

52wk Range: 0.7654 - 0.9798

Change: **↑ 0.0017 (0.18%)**

Bid: 0.9471

Prev Close: 0.9458

Ask: 0.9477

Open: 0.9470

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Delay times are 15 mins for NASDAQ, 20 mins for NYSE and Amex. See also delay times for [other exchanges](#).

ARIZONA CORPORATION COMMISSION
UTILITY COMPLAINT FORM

2. You also acknowledged awareness 3-years ago, when queried: Why did you wait so long for an increase?

you should have started to phase in the increase at that time!! Its called Strategic Management Planning: I suspect it could have started before that.

3 My final comment, based on this lapse of Strategic Planning on Liberty Water's part, is a suggestion to the Commission that they now consider a phased in approach of the proposed rates over the next 3-years, so the Customers don't have to carry the Over burden of the 80% average increase in Sewer & and 120% average increase in Water Usage rates from the intended release point in 2010.

Respectfully Submitted,
Jon A. German
Retired Resident,
3541 N. 162nd Ave
Goodyear, AZ 85395
End of Complaint

Utilities' Response:

Investigator's Comments and Disposition:

3/30/10 Comments entered for the record and docketed.
End of Comments

Date Completed: 3/30/2010

Opinion No. 2010 - 86023
