

ORIGINAL



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BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

COMMISSIONERS

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

2010 MAY -6 P 4: 00

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE FORMAL
COMPLAINT OF CHARLES J. DAINS AGAINST
RIGBY WATER COMPANY

DOCKET NO. W-01808A-09-0137

**NOTICE OF FILING
AFFIDAVIT AND LETTERS OF APPOINTMENT**

As required by a Procedural Order dated April 19, 2010, the estate of Charles J. Dains hereby files the following two documents:

1. Affidavit of Annavate V. Davis; and
2. Letters of Appointment of Personal Representative in the Matter of the Estate of Charles J. Dains (Maricopa County Superior Court Case No. PB2010-000988).

These two documents satisfy the requirements of the Procedural Order that:

Complainant shall docket, on or before May 7, 2010, an affidavit of an individual authorized to pursue the claim in this matter stating that the individual is authorized to act for the estate of Mr. Charles Dains, and that the individual intends to pursue the claims in this case on behalf of said estate, along with documentation establishing that the individual is authorized to pursue the claim on behalf of the Mr. Charles Dains estate.

RESPECTFULLY SUBMITTED on May 6, 2010.

Arizona Corporation Commission

DOCKETED

MAY - 6 2010

DOCKETED BY

Craig A. Marks

Craig A. Marks
Craig A. Marks, PLC
10645 N. Tatum Blvd, Suite 200-676
Phoenix, Arizona 85028
(480) 367-1956
Craig.Marks@azbar.org
Attorney for Charles J. Dains

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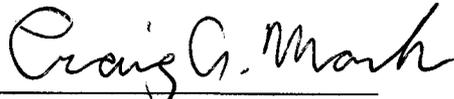
1 Original and 13 copies **filed**
2 on May 6, 2010, with:

3
4 Docket Control
5 Arizona Corporation Commission
6 1200 West Washington
7 Phoenix, Arizona 85007

8
9 **Copy e-mailed**
10 on May 6, 2010, to:

11
12 Stephen A. Hirsch/Stanley B. Lutz
13 Bryan Cave LLP
14 Two N. Central Avenue, Suite 2200
15 Phoenix, AZ 85004-4406

16
17 Robin Mitchell
18 Staff Counsel
19 Arizona Corporation Commission
20 1200 West Washington
21 Phoenix, AZ 85007

22
23
24 By: 
25 _____
26 Craig A. Marks

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

KRISTIN K. MAYES, Chairman
GARY PIERCE
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BOB STUMP

IN THE MATTER OF THE FORMAL
COMPLAINT OF CHARLES J. DAINS AGAINST
RIGBY WATER COMPANY

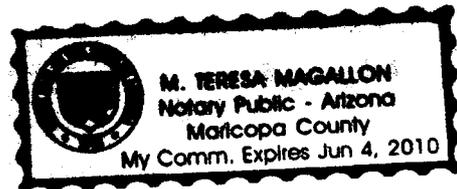
DOCKET NO. W-01808A-09-0137

Affidavit of Annavate V. Dains

1. My name is Annavate V. Dains.
2. I am the widow of Charles J. Dains.
3. I have been appointed as the Personal Representative in the Matter of the Estate of Charles J. Dains, Maricopa County Superior Court Case No. PB2010-000988.
4. I authorize Craig A. Marks PLC to represent the Estate in the above-captioned docket before the Arizona Corporation Commission under the terms of the March 13, 2009, fee agreement between Charles J. Dains and Craig A. Marks PLC.

Annavate V. Dains
Annavate V. Dains

STATE OF Arizona)
) ss.
COUNTY of Maricopa)



Subscribed and sworn before me on May 12, 2010.

M. Teresa Magallon
Name: M. Teresa Magallon

My Commission expires: 06/04/10

Name of Person Filing Document: ANNAVATE V. DAINS
Your Address: 5216 SOUTH 107TH AVENUE
Your City, State, Zip Code: TOLLESON, AZ, 85353
Your Telephone Number: 623-907-1050
Representing Self (Without a lawyer) or Attorney for _____

Wendy Jav
FILED
10 MAY -5 AM 10:25
FOR CLERK'S USE ONLY

**SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY**

In the Matter of the Estate of
CHARLES J. DAINS
 an Adult OR a Minor, deceased

Case No.: PB PB2010-000988

CERTIFIED COPY

**LETTERS OF APPOINTMENT OF
PERSONAL REPRESENTATIVE AND
ACCEPTANCE OF APPOINTMENT AS
PERSONAL REPRESENTATIVE**

LETTERS OF PERSONAL REPRESENTATIVE

ANNAVATE V. DAINS (name) is appointed as Personal Representative of this Estate without restriction except as follows:

WITNESS: MAY - 5 2010



Michael Jeanes
Clerk of the Superior Court

By *[Signature]*
Deputy Clerk

ACCEPTANCE OF APPOINTMENT

STATE OF ARIZONA)
MARICOPA COUNTY)ss.

I accept the duties of Personal Representative of the Estate of the above-named person who has died and do solemnly swear that I will perform the duties as Personal Representative according to law.

DATED: MAY - 5 2010

Annavate V Dains
Signature of Personal Representative

Subscribed and sworn to before me this day of MAY - 5 2010 by Anna Vate Dains

My Commission Expires: _____

[Signature]
Deputy Clerk/Notary Public
MICHAEL K. JEANES, CLERK