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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

2010 AUG -4 A 9: 54

DOCKETED

AUG 4 2010

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

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

DOCKETED BY

IN THE MATTER OF THE FORMAL
COMPLAINT OF GARY R. BAHR AND LARRY
C. ROWLEY,

DOCKET NO. T-20449A-10-0081

COMPLAINANTS,

vs.

TIME WARNER CABLE INFORMATION
SERVICES (ARIZONA), LLC, DBA TIME
WARNER CABLE,

RESPONDENT.

PROCEDURAL ORDER

BY THE COMMISSION:

On March 1, 2010, Gary R. Bahr and Larry C. Rowley ("Complainants") filed with the Arizona Corporation Commission ("Commission") a Complaint ("Complaint") against Time Warner Cable Information Services (Arizona), LLC, d/b/a Time Warner Cable ("Respondent").

On March 24, 2010, the Respondent filed its Motion to Dismiss the Complaint.

On June 9, 2010, a Procedural Order was filed setting oral argument in the Respondent's Motion to Dismiss for July 1, 2010.¹

The matter convened at the date and time set, but the Complainants did not appear. As such, oral argument will be rescheduled. The date and time for oral argument will be determined at a Procedural Conference as noticed below.

In the interest of administrative efficiency, the Procedural Conference in this matter will be held concurrently with the procedural conferences set in Docket Nos. T-01051B-10-0052, E-01461A-10-0073 and W-03293A-10-0273.

¹ The Procedural Conference had been originally scheduled for June 29, 2010, but was changed to July 1, 2010, due to a scheduling conflict.

1 IT IS THEREFORE ORDERED that a **telephonic procedural conference for the purpose**
2 **of rescheduling the oral arguments for the Respondent's Motion to Dismiss** shall be held on
3 **September 17, 2010, at 10:00 a.m.**, or as soon thereafter as is practicable, and that all parties shall
4 contact the Hearing Division on **September 10, 2010, at 602-542-4250 for further information**
5 **regarding the call-in phone number.** Parties may also attend in person at the Commission's Tucson
6 offices, Room 218, 400 West Congress.

7 IT IS FURTHER ORDERED that **the Complainants may file a Reply to the request to**
8 **dismiss in this matter if the Complainants wish to do so.** If the Complainants choose to file a
9 Reply, such Reply must be filed with the Commission's Docket Control, 1200 West Washington
10 Street, Phoenix, Arizona, 85007-2927, including the original and 13 copies, and an additional copy
11 must be forwarded to the Respondent.

12 IT IS FURTHER ORDERED that the Procedural Conference in this matter will be held
13 concurrently with the Procedural Conference scheduled in Docket Nos. E-01461A-10-0073, T-
14 20449A-10-0081 and W-03293A-10-0273. In addition to rescheduling oral arguments, the parties
15 should be prepared to discuss the possible consolidation of all dockets.

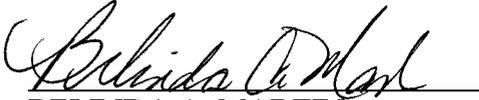
16 IT IS FURTHER ORDERED that **if the Complainants fail to appear at this Procedural**
17 **Conference without just cause, the Complaint will be dismissed.**

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

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

4 DATED this 2nd day of August, 2010.

5
6 
7 BELINDA A. MARTIN
8 ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed
10 this 2nd day of August, 2010 to:

11 **VIA U.S. MAIL AND CERTIFIED MAIL TO:**

12 Gary R. Bahr
13 Larry C. Rowley
14 15150 West Ajo Way, #458
15 Tucson, AZ 85735

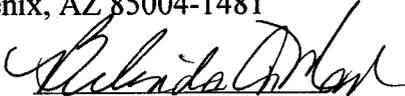
16 **VIA U.S. MAIL TO:**

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21 Janice Alward, Chief Counsel
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By: 
Belinda A. Martin