

ORIGINAL



0000115711

BEFORE THE ARIZONA CORPORATION COMMISSION Corporation Commission

RECEIVED

DOCKETED

2010 AUG 16 P 1:37

AUG 16 2010

COMMISSIONERS

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

AZ CORP COMMISSION
DOCKET CONTROL

DOCKETED BY	
-------------	--

IN THE MATTER OF THE COMMISSION ON ITS OWN MOTION INVESTATING THE FAILURE OF TRUXTON CANYON WATER COMPANY TO COMPLY WITH COMMISSION RULES AND REGULATIONS.

DOCKET NO. W-02168A-10-0247

PROCEDURAL ORDER

BY THE COMMISSION:

On June 23, 2010, the Staff of the Utilities Division ("Staff") of the Arizona Corporation Commission ("Commission"), filed a Complaint and Petition for Order to Show Cause ("OSC") against Truxton Canyon Water Company ("Truxton"), and Arizona Public Service Corporation. Staff alleges Truxton is in violation of Arizona law, Commission Rules and Regulations, Arizona Revised Statutes, and the Arizona Constitution.

On August 10, 2010, the Commission issued Decision No. 71837, ordering Truxton to appear and show cause why its actions do not constitute a violation of Arizona law and the Commission's Rules and Regulations. The Decision also directed the Hearing Division to conduct further proceedings in this matter.

Accordingly, a Procedural Conference should be held to discuss the procedural schedule for this proceeding.

IT IS THEREFORE ORDERED that a **Procedural Conference** shall be held on **September 1, 2010, at 1:00 p.m.**, or as soon thereafter as is practicable, at the Commission's offices, Hearing Room No. 1, 1200 West Washington Street, Phoenix, Arizona 85007.

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

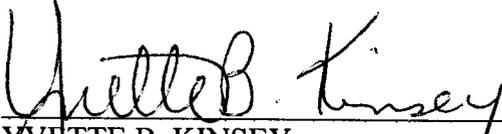
IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules of the Arizona Supreme Court and A.R.S. § 40-243 with respect to practice of law and admission *pro*

1 *hac vice.*

2 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
3 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
4 Rules of Arizona Supreme Court). Representation before the Commission includes the obligation to
5 appear at all hearings and procedural conferences, as well as all Open Meetings for which the matter
6 is scheduled for discussion, unless counsel has previously been granted permission to withdraw by
7 the Administrative Law Judge or the Commission.

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

11 DATED this 16th day of August, 2010.

13 
14 YVETTE B. KINSEY
15 ADMINISTRATIVE LAW JUDGE

16 Copies of the foregoing mailed/delivered
17 this 16th day of August, 2010, to:

18 B. Marc Neal
19 Mike Neal
20 TRUXTON CANYON WATER CO.
21 7313 E. Concho Drive, Suite B
22 Kingman, AZ 86401

ARIZONA REPORTING SERVICE, INC.
2200 North Central Avenue, Suite 502
Phoenix, AZ 85004-1481

23 Steve Wene
24 MOYES SELLERS & SIMS
25 1850 N. Central Ave., Suite 1100
26 Phoenix, AZ 859004

By: 
27 Debbi Person
28 Assistant to Yvette B. Kinsey

23 Legal Division
24 ARIZONA CORPORATION COMMISSION
25 1200 West Washington Street
26 Phoenix, AZ 85007

25 Steven Olea, Director
26 Utilities Division
27 ARIZONA CORPORATION COMMISSION
28 1200 West Washington Street
Phoenix, AZ 85007