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BEFORE THE ARIZONA CORPORATION COMMISSION

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Chairman
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Commissioner
WILLIAM A. MUNDELL
Commissioner

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IN THE MATTER OF THE APPLICATION)
OF H2O, INC., FOR AN EXTENSION OF)
ITS EXISTING CERTIFICATE OF)
CONVENIENCE AND NECESSITY.)

DOCKET NO. W-02234A-00-0371

IN THE MATTER OF THE APPLICATION)
OF JOHNSON UTILITIES, L.L.C., DBA)
JOHNSON UTILITIES COMPANY FOR AN)
EXTENSION FOR ITS CERTIFICATE OF)
CONVENIENCE AND NECESSITY TO)
PROVIDE WATER AND WASTEWATER)
SERVICE TO THE PUBLIC IN THE)
DESCRIBED AREA IN PINAL COUNTY,)
ARIZONA.)

DOCKET NO. W-02987A-99-0583

**MOTION TO CONSOLIDATE
AND REQUEST FOR
PROCEDURAL ORDER**

On October 18, 1999, Johnson Utilities Company ("Johnson") filed an application requesting that its existing Certificate of Convenience and Necessity ("CC&N") be extended to include additional territory ("Johnson Application"). On May 30, 2000, H₂O, Inc. ("H₂O") also filed an application requesting that its existing CC&N be extended to include additional territory ("H₂O Application"). A portion of the territory extension requested by the H₂O Application has also been requested by the Johnson Application ("Contested Territory").

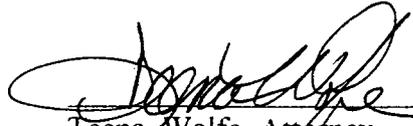
Staff believes that because the issues involved in the Johnson Application and the H₂O Application are related due to overlapping requests for the Contested Territory, the two matters should be consolidated. Staff further believes that in the interest of efficiency, separate hearings should first be held on the issues that are presently uncontested, and that subsequent to those hearings, a separate consolidated hearing should be held on the issues concerning the Contested Territory.

Staff believes that hearing dates should be set for the taking of evidence on the as yet uncontested issues; that the Johnson Application and the H₂O Application should be consolidated

1 for the purpose of taking evidence on issues concerning the Contested Territory; that an additional
2 hearing date should be set for consideration of the Contested Territory issues; and that a schedule
3 should be set for the filing of testimony on the Contested Territory issues.

4 Staff therefore respectfully requests the issuance of a Procedural Order consolidating the two
5 matters, bifurcating the contested from the uncontested issues, and setting hearing schedules as
6 outlined above.

7 RESPECTFULLY SUBMITTED this 28th day of July, 2000.

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11 Teena Wolfe, Attorney
12 Legal Division
13 Arizona Corporation Commission
14 1200 West Washington Street
15 Phoenix, Arizona 85007
16 (602) 542-3402
17 e-mail: TWOLFE@CC.STATE.AZ.US

15 The Original and fifteen
16 copies of the foregoing
17 filed this 28th day of
18 July, 2000 with:

19 Docket Control
20 Arizona Corporation Commission
21 1200 West Washington Street
22 Phoenix, Arizona 85007

23 Copies of the foregoing
24 mailed this 28th day of
25 July, 2000 to:

26 Thomas H. Campbell, Esq.
27 Gregory Y. Harris, Esq.
28 Lewis and Roca LLP
40 North Central Avenue
Phoenix, Arizona 85004
Attorneys for Johnson Utilities Company

Richard L. Sallquist, Esq.
Sallquist & Drummond, P.C.
2525 East Arizona Biltmore Circle
Suite 117
Phoenix, Arizona 85016

1 Norman D. James, Esq.
2 Karen E. Errant, Esq.
3 Fennemore Craig, P.C.
4 3003 North Central Avenue
5 Suite 2600
6 Phoenix, Arizona 85012-2913
7 Attorneys for H₂O, Inc.

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