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Arizona Corporation Commission
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1 FENNEMORE CRAIG
2 A Professional Corporation
3 3003 North Central Avenue
4 Suite 2600
5 Phoenix, Arizona 85012-2913
6 Telephone: (602) 916-5000
7 Jay L. Shapiro (No. 014650)
8 Karen E. Errant (No. 016173)

Attorneys for H2O, Inc.

BEFORE THE ARIZONA CORPORATION COMMISSION

9 IN THE MATTER OF THE APPLICATION
10 OF H2O, INC., FOR AN EXTENSION OF
11 ITS EXISTING CERTIFICATE OF
12 CONVENIENCE AND NECESSITY.

DOCKET NO. W-02234A-00-0371

13 IN THE MATTER OF THE APPLICATION
14 OF JOHNSON UTILITIES, L.L.C., DBA
15 JOHNSON UTILITIES COMPANY FOR
16 AN EXTENSION FOR ITS CERTIFICATE
17 OF CONVENIENCE AND NECESSITY TO
18 PROVIDE WATER AND WASTEWATER
19 SERVICE TO THE PUBLIC IN THE
20 DESCRIBED AREA IN PINAL COUNTY,
21 ARIZONA.

DOCKET NO. W-02987A-99-0583

APPLICATION FOR SUBPOENA

18 H2O, Inc., the applicant in the above-entitled matter ("H2O"), hereby applies
19 for a subpoena requiring the attendance of Bill DePaul, Water Quality Division,
20 Arizona Department of Environmental Quality, at the hearing in the above-entitled
21 matter, which is scheduled to commence on October 19, 2000, at 11:00 a.m., at
22 the Corporation Commission's offices, 1200 West Washington Street, Phoenix,
23 Arizona. Mr. DePaul's testimony is required in order to establish Johnson Utilities'
24 drinking water compliance history. A true copy of H2O's proposed form of subpoena
25 is attached hereto. An original subpoena has been delivered to the Executive
26 Secretary concurrently herewith for execution and issuance in accordance with the

1 Corporation Commission's Rules of Practice and Procedure.

2 RESPECTFULLY SUBMITTED this 28th day of September, 2000.

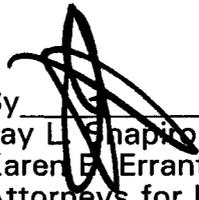
3 FENNEMORE CRAIG, P.C.

4

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By 
Jay L. Shapiro
Karen B. Errant
Attorneys for H2O, Inc.

8 AN ORIGINAL and ten copies
9 of the foregoing were delivered
10 this 28th day of September, 2000 to:

11 Docketing Supervisor
12 Docket Control
13 Arizona Corporation Commission
14 1200 W. Washington Street
15 Phoenix, AZ 85007

16 A COPY of the foregoing
17 was delivered this 28th
18 day of September, 2000 to:

19 Teena Wolfe, Esq.
20 Legal Division
21 Arizona Corporation Commission
22 1200 West Washington St.
23 Phoenix, AZ 85007

24 Karen Nally, Hearing Officer
25 Arizona Corporation Commission
26 1200 W. Washington Street
Phoenix, Arizona 85007

A COPY of the foregoing
was mailed this 28th
day of September, 2000 to:

Thomas H. Campbell
Gregory Y. Harris
Lewis & Roca
40 N. Central Avenue
Phoenix, Arizona 85007

26

1 Petra Schadeberg
2 Pantano Development Limited Partnership
3 3408 North 60th Street
4 Phoenix, Arizona 85018-6702

5 By Kathleen M. Fulton
6 1109693.2/46327.002

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Suite 2600
3 Phoenix, Arizona 85012-2913
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Karen E. Errant (No. 016173)
5 Attorneys for H2O, Inc.
6
7

8 **BEFORE THE ARIZONA CORPORATION COMMISSION**

9 IN THE MATTER OF THE APPLICATION
OF H2O, INC., FOR AN EXTENSION OF
10 ITS EXISTING CERTIFICATE OF
CONVENIENCE AND NECESSITY.
11

DOCKET NO. W-02234A-00-0371

12 IN THE MATTER OF THE APPLICATION
OF JOHNSON UTILITIES, L.L.C., DBA
JOHNSON UTILITIES COMPANY FOR
13 AN EXTENSION FOR ITS CERTIFICATE
OF CONVENIENCE AND NECESSITY TO
14 PROVIDE WATER AND WASTEWATER
SERVICE TO THE PUBLIC IN THE
15 DESCRIBED AREA IN PINAL COUNTY,
ARIZONA.
16

DOCKET NO. W-02987A-99-0583

SUBPOENA

17 TO: Bill DePaul
Water Quality Division
18 Arizona Department of Environmental Quality
3033 North Central Ave.
19 Phoenix, Arizona 85012

20 Pursuant to Ariz. Const. Art. 15 § 4, A.R.S. §§ 40-241, 40-242, 40-
21 244, A.A.C. R14-3-109, and 16 A.R.S. Rules of Civil Procedures, Rules 30 and 45,
22 you are hereby commanded to appear and give your testimony at the time and place
23 specified below:

24 BEFORE WHOM APPEARANCE TO BE MADE:

Karen Nally
Hearing Officer

25 DATE AND TIME OF APPEARANCE:
26

Thursday, October 19, 2000 at
11:00 a.m.

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PLACE OF APPEARANCE:

Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

YOU ARE COMMANDED to appear and provide testimony concerning the above-captioned matter.

YOU HAVE BEEN SUBPOENAED BY: H2O, INC.

Disobedience of this subpoena constitutes contempt of the Arizona Corporation Commission and is so punishable, pursuant to A.R.S. § 40-424, 40-425, and 40-426.

Given under the hand and seal of the Arizona Corporation Commission this ____ day of September, 2000.

Executive Secretary

1109725.2/46327.002