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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

GARY PIERCE - Chairman  
BOB STUMP  
SANDRA D. KENNEDY  
PAUL NEWMAN  
BRENDA BURNS

2011 FEB 24 P 1:10

Arizona Corporation Commission

DOCKETED

FEB 24 2011

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

DOCKETED BY [Signature]

IN THE MATTER OF THE APPLICATION OF  
APPALOOSA WATER COMPANY FOR  
APPROVAL OF A RATE INCREASE.

DOCKET NO. W-03443A-11-0040

PROCEDURAL ORDER

BY THE COMMISSION:

On January 26, 2011, Appaloosa Water Company ("Appaloosa") filed with the Arizona Corporation Commission ("Commission") an application for an increase in rates ("Application").

On February 10, 2011, the Commission's Utilities Division ("Staff") filed a Request of Suspension of Timeclock ("Request"). In its Request, Staff stated that after Staff reviewed Appaloosa's Application and discussed the Application with Appaloosa, Appaloosa agreed to file an amended application using a 2010 test year. Staff requests a suspension of the timeclock until Appaloosa has filed its amended application.

Under the circumstances, Staff's Request is reasonable and should be granted.

IT IS THEREFORE ORDERED that Staff's Request of Suspension of Timeclock is hereby granted.

IT IS FURTHER ORDERED that upon receipt of Appaloosa's amended application, Staff shall make a filing in this docket requesting to restart the timeclock.

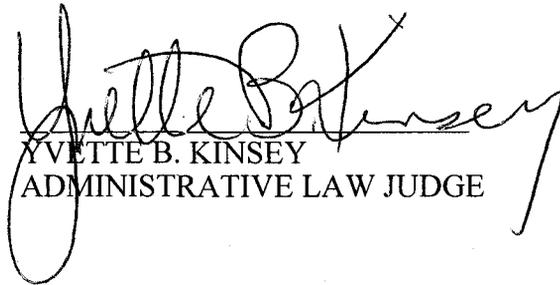
IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized Communications) applies to this proceeding.

IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona Supreme Court Rule 42). Representation before the Commission includes the obligation to appear at all hearings and procedural conferences, as well as all Open Meetings for which the matter is

1 scheduled for discussion, unless counsel has previously been granted permission to withdraw by the  
2 Administrative Law Judge or the Commission.

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

6 DATED this 24<sup>th</sup> day of February, 2011.

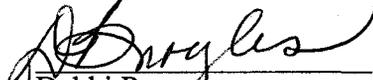
7  
8   
9 YVETTE B. KINSEY  
10 ADMINISTRATIVE LAW JUDGE  
11

12 Copies of the foregoing mailed/delivered  
13 this 24<sup>th</sup> day of February, 2011 to:

14 Joe Cordovana  
15 APPALOOSA WATER CO.  
16 P.O. Box 3150  
17 Chino Valley, AZ 86323

18 Janice Alward, Chief Counsel  
19 Legal Division  
20 ARIZONA CORPORATION COMMISSION  
21 1200 West Washington Street  
22 Phoenix, AZ 85007

23 Steve Olea, Director  
24 Utilities Division  
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26 1200 West Washington Street  
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28 By:   
29 Debbi Person  
30 Assistant to Yvette B. Kinsey