

OPEN MEETING AGENDA ITEM

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BEFORE THE ARIZONA CORPORATION

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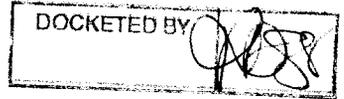


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Arizona Corporation Commission

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COMMISSIONERS

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

2011 FEB 24 P 3:46

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF ARIZONA WATER COMPANY, AN ARIZONA CORPORATION, TO EXEND ITS EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY IN THE CITY OF CASA GRANDE AND IN PINAL COUNTY, ARIZONA.

Docket No. W-01445A-06-0199

IN THE MATTER OF THE APPLICATION OF PALO VERDE UTILITIES COMPANY FOR AN EXTENSION OF ITS EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY.

Docket No. SW-03575A-05-0926

IN THE MATTER OF THE APPLICATION OF SANTA CRUZ WATER COMPANY FOR AN EXTENSION OF ITS EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY.

Docket No. W-03576A-05-0926

IN THE MATTER OF THE APPLICATION OF PALO VERDE UTILITIES COMPANY FOR AN EXTENSION FO ITS EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY.

Docket No. SW-03575A-07-0300

IN THE MATTER OF THE APPLICATION OF SANTA CRUZ WATER COMPANY FOR AN EXTENSION OF ITS EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY.

Docket No. W-03576A-07-0300

ARIZONA WATER COMPANY, AN ARIZONA CORPORATION,

Docket No. W-01445A-06-0200

Docket No. SW-20445A-06-0200

Docket No. W-20446A-06-0200

Docket No. W-03576A-06-0200

Docket No. SW-03575A-06-0200

COMPLAINANT,
VS.

GLOBAL WATER RESOURCES, LLC, A FOREIGN LIMITED LIABILITY COMPANY;
GLOBAL WATER RESOURCES, INC., A DELAWARE CORPORATION; GLOBAL WATER MANAGEMENT, LLC, A FOREIGN

Global Utilities'
Reply in Support of
Motion to Withdraw
the Francisco Grande
Transfer Application

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1 LIMITED LIABILITY COMPANY; SANTA
2 CRUZ WATER COMPANY, LLC, AN
3 ARIZONA LIMITED LIABILITY
4 CORPORATION; PALO VERDE UTILITIES
5 COMPANY, LLC, AN ARIZONA LIMITED
6 LIABILITY CORPORATION; GLOBAL WATER
7 – PALO VERDE UTILITIES COMPANY, AN
8 ARIZONA CORPORATION; JOHN AND JANE
9 DOES I-20; ABC ENTITIES I-XX,

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RESPONDENTS.

8 IN THE MATTER OF THE JOINT
9 APPLICATION OF CP WATER COMPANY
10 AND FRANCISCO GRANDE UTILITIES
11 COMPANY TO TRANSFER THEIR
12 CERTIFICATES OF CONVENIENCE AND
13 NECESSITY AND ASSETS TO PALO VERDE
14 UTILITIES COMPANY AND SANTA CRUZ
15 WATER COMPANY.

Docket No. WS-01775A-07-0485
Docket No. SW-03575A-07-0485
Docket No. W-02442A-07-0485
Docket No. W-03576A-07-0485

**Global Utilities’
Reply in Support of
Motion to Withdraw
the Francisco Grande
Transfer Application**

16 Global Water – Palo Verde Utilities Company (“Palo Verde”), Global Water – Santa Cruz
17 Water Company (“Santa Cruz”) and CP Water Company (collectively, the “Global Utilities”)¹,
18 respectfully reply in support of their motion to withdraw the application to transfer the assets and
19 CC&Ns of Francisco Grande Utility Company (“Francisco Grande”) to Palo Verde and Santa
20 Cruz. This reply responds to the arguments made by Francisco Grande in its response to the
21 motion.

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¹ Where the context requires, “Santa Cruz”, “Palo Verde” and the “Global Utilities” also include “Santa Cruz Water Company, LLC” and “Palo Verde Utilities Company, LLC”, predecessor companies. See Decision No. 69920 (Sept. 27, 2007) (approving transfer with retroactive date of January 1, 2006).

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1 Francisco Grande argues that “Global no longer owns Francisco Grande. Consequently,
2 Global cannot act in any way for Francisco Grande....”² The Global Utilities fully agree. That’s
3 why their motion was not submitted on behalf of Francisco Grande. Rather, the motion was
4 submitted by Palo Verde, Santa Cruz, and CP.³ Palo Verde, Santa Cruz, and CP were each co-
5 applicants with Francisco Grande in the transfer application.⁴ As applicants, they have standing to
6 ask that the application be withdrawn. In addition, the application seeks to transfer Francisco
7 Grande’s CC&Ns and assets to Palo Verde and Santa Cruz. As such, Palo Verde’s and Santa
8 Cruz’s consent is necessary for the application to be approved – and as shown by the motion to
9 withdraw, they do not consent. Finally, the application was premised on Francisco Grande being
10 under common ownership with Palo Verde, Santa Cruz, and CP.⁵ As Francisco Grande
11 acknowledges, that is no longer the case.

12 For these reasons, the Global Utilities respectfully request that their motion to withdraw the
13 transfer application be granted.

14 RESPECTFULLY SUBMITTED this 24th day of February, 2011.

15 ROSHKA DEWULF & PATTEN, PLC

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18 By 
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24 _____
25 ² Francisco Grande Response at 2.
26 ³ Global Utilities Motion to Withdraw at 2.
27 ⁴ Transfer Application docketed August 20, 2007 in Docket Nos. WS-01775A-07-0485 et al, at ¶¶
8-11.
⁵ Application ¶ 14.

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1 Original + 13 copies of the foregoing
2 filed this 24th day of February 2011 with:

3 Docket Control
4 ARIZONA CORPORATION COMMISSION
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7 Copies of the foregoing hand-delivered/mailed
8 this 24th day of February 2011 to:

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