

ORIGINAL



0000123426

1 Steve Wene, State Bar No. 019630
2 MOYES SELLERS LTD.
3 1850 N. Central Ave., Suite 1100
4 Phoenix, Arizona 85004
5 Telephone: 602-604-2141
6 swene@lawms.com

7 **BEFORE THE ARIZONA CORPORATION COMMISSION**

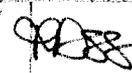
8 **COMMISSIONERS**

9
10 GARY PIERCE, CHAIRMAN
11 PAUL NEWMAN
12 SANDRA D. KENNEDY
13 BOB STUMP
14 BRENDA BURNS

Arizona Corporation Commission

DOCKETED

MAR 1 2011

DOCKETED BY 

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

2011 MAR - 1 12:49

RECEIVED

15 **EAST SLOPE WATER COMPANY'S**
16 **APPLICATION FOR A PERMANENT**
17 **INCREASE IN ITS WATER RATES**

Docket No. W-01906A-10-0170

**NOTICE OF RESOLUTION
REGARDING SUFFICIENCY AND
WITHDRAWAL OF MOTION
REGARDING SUFFICIENCY OF
RATE APPLICATIONS**

21 On December 29, 2010, the East Slope Water Company, Antelope Run Water
22 Company and Indiada Water Company ("Companies") filed Motions Regarding
23 Sufficiency of Rate Applications seeking to have the Companies' rate applications
24 deemed sufficient in all pertinent dockets. Pursuant to the Court's instructions during the
25 procedural conference hearing on February 11, 2011, the Companies and Staff discussed
26 the sufficiency issues raised by the Companies and resolved the controversy as follows:
27
28

- 1
- Staff will find the applications sufficient;
 - 2
 - All four rate cases and the finance case will be consolidated upon motion
3 of either Staff or the Companies;
 - 4
 - Staff and the Companies will continue to work in good faith to address the
5 issues listed by Staff in the insufficiency letters.
 - 6

7 Now that the sufficiency issues are resolved, the Companies' motion is moot, and
8 therefore, the Company withdraws the motion.

9 Alternatively, if the Court determines that procedurally the Companies must move
10 to withdraw the motion, then Companies request that the Court treat this pleading as a
11 motion for withdrawal based upon the affirmations presented herein. The Companies
12 further move the Court to find the motions moot with no further action by either the
13 Court or parties.
14

15 RESPECTFULLY SUBMITTED this 1st day of March, 2011.

16
17 **MOYES SELLERS LTD**

18
19 
20 Steve Wene
21 Attorneys for Company

22 Original and 15 copies of the foregoing
23 filed this 1st day of March, 2011, with:

24 Docket Control
25 Arizona Corporation Commission
26 1200 West Washington
27 Phoenix, Arizona 85007
28

