

ORIGINAL



0000123428

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 P 12:48

RECEIVED

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

Docket No. W-02031A-10-0168

**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

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

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

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

RESPECTFULLY SUBMITTED this 1<sup>st</sup> day of March, 2011.

**MOYES SELLERS LTD**



Steve Wene  
Attorneys for Company

Original and 15 copies of the foregoing filed this 1<sup>st</sup> day of March, 2011, with:

Docket Control  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

