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ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

MAR 7 2011

DOCKETED BY

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION
OF LITCHFIELD PARK SERVICE
COMPANY, AN ARIZONA
CORPORATION, FOR A
DETERMINATION OF THE FAIR VALUE
OF ITS UTILITY PLANTS AND
PROPERTY AND FOR INCREASES IN ITS
WASTEWATER RATES AND CHARGES
FOR UTILITY SERVICE BASED
THEREON.

DOCKET NO: SW-01428A-09-0103

IN THE MATTER OF THE APPLICATION
OF LITCHFIELD PARK SERVICE
COMPANY, AN ARIZONA
CORPORATION, FOR A
DETERMINATION OF THE FAIR VALUE
OF ITS UTILITY PLANTS AND
PROPERTY AND FOR INCREASES IN ITS
WATER RATES AND CHARGES FOR
UTILITY SERVICE BASED THEREON.

DOCKET NO: W-01427A-09-0104

IN THE MATTER OF THE APPLICATION
OF LITCHFIELD PARK SERVICE
COMPANY, AN ARIZONA
CORPORATION, FOR AUTHORITY (1) TO
ISSUE EVIDENCE OF INDEBTEDNESS IN
AN AMOUNT NOT TO EXCEED \$1,755,000
IN CONNECTION WITH (A) THE
CONSTRUCTION OF TWO RECHARGE
WELL INFRASTRUCTURE
IMPROVEMENTS AND (2) TO
ENCUMBER ITS REAL PROPERTY AND
PLANT AS SECURITY FOR SUCH
INDEBTEDNESS.

DOCKET NO. W-01427A-09-0116

1 IN THE MATTER OF THE APPLICATION
2 OF LITCHFIELD PARK SERVICE
3 COMPANY, AN ARIZONA
4 CORPORATION, FOR AUTHORITY (1) TO
5 ISSUE EVIDENCE OF INDEBTEDNESS IN
6 AN AMOUNT NOT TO EXCEED \$1,170,000
7 IN CONNECTION WITH (A) THE
8 CONSTRUCTION OF ONE 200 KW ROOF
9 MOUNTED SOLAR GENERATOR
10 INFRASTRUCTURE IMPROVEMENTS
11 AND (2) TO ENCUMBER ITS REAL
12 PROPERTY AND PLANT AS SECURITY
13 FOR SUCH INDEBTEDNESS.

DOCKET NO. W-01427A-09-0120

**REQUEST TO COMMENCE
PHASE 2 OF RATE CASE**

**(Approval of HUF Tariff and
Determination of Phase-In Surcharge)**

8 Litchfield Park Service Company ("LPSCO") hereby requests that the Commission
9 initiate Phase 2 of this proceeding concerning (1) approval of LPSCO's proposed form of
10 hook-up fee tariff; and (2) calculation of the surcharge mechanism, including the
11 applicable carrying cost, associated with the phase-in of rates ordered by the Commission
12 in Decision No. 72026 (December 10, 2010).

13 On March 9, 2009, LPSCO filed with the Arizona Corporation Commission
14 ("Commission") applications for rate increases for wastewater and water service in the
15 above-captioned dockets SW-01428A-09-0103 and W-01427A-09-0104 ("Rate
16 Dockets.") By Procedural Order issued May 21, 2009, the Rate Dockets were
17 consolidated.

18 On March 13, 2009, LPSCO filed financing applications in Docket Nos. W-
19 01427A-09-0116 and W-01427A-09-0120 ("Finance Dockets"). By Procedural Order
20 issued November 6, 2009, the Finance Dockets were consolidated.

21 By Procedural Order issued May 21, 2009, the Rate Dockets were scheduled for
22 hearing commencing January 4, 2010, and testimony filing deadlines and various other
23 procedural dates were established.

24 On November 17, 2009, LPSCO filed a Motion to Bifurcate Issues. LPSCO
25 requested that the issues related to its proposed hook-up fee tariff be considered in a
26

1 separate phase of this proceeding after the issuance of a Decision regarding the rate
2 aspects of the case.

3 By Procedural Order issued November 23, 2009, the Rate and Finance Dockets
4 were consolidated, and LPSCO's Motion to Bifurcate was granted.

5 On April 2, 2010, RUCO filed a Request for Reconsideration of the bifurcation of
6 the proceeding on the hook-up fee issue.

7 On April 7, 2010 RUCO filed a Notice of Withdrawal of its Motion for
8 Reconsideration.

9 On December 10, 2010, Decision No. 72026 was issued addressing the Company's
10 rates and financing applications. The decision further stated that "this docket shall remain
11 open for purposes of considering issues concerning LPSCO's hook-up fee tariff in a
12 separate Phase 2 of this proceeding."¹

13 On December 29, 2010, LPSCO filed an Application for Rehearing.

14 On January 14, 2011, RUCO filed a Request for Reconsideration under A.R.S.
15 §40-252.

16 During its January 18, 2011, Staff Open Meeting, the Commission voted to grant
17 LPSCO's Application for Rehearing of Decision No. 72026, pursuant to A.R.S. § 40-253,
18 and to grant RUCO's Request for Reconsideration of Decision No. 72026, pursuant to
19 A.R.S. § 40-252. On January 19, 2011, a Procedural Order was issued setting a
20 procedural conference to schedule rehearing of Decision No. 72026.

21 On January 28, 2011, LPSCO filed a Request for Clarification.

22 On February 2, 2011, City of Litchfield Park filed a Response to Request for
23 Clarification.

24 On February 7, 2011, LPSCO filed a Reply in Support of Request for Clarification.
25

26 ¹ Decision No. 72026, 83:12-13.

1 The matter was placed on the agenda for the Open Meeting scheduled on
2 March 1-2, 2011. After being heard by the Commission, both RUCO's application for
3 reconsideration and LPSCO's application for rehearing were denied.

4 There are no more proceedings to take place in Phase 1. As a consequence,
5 LPSCO asks that Phase 2 of this docket commence immediately with a procedural
6 conference to determine the need and schedule for additional evidentiary proceedings.

7 RESPECTFULLY SUBMITTED this 7th day of March, 2011.

8 FENNEMORE CRAIG, P.C.

9
10 By _____

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14 **ORIGINAL** and thirteen (13) copies
15 of the foregoing were filed
16 this 7th day of March, 2011, with:

17 Docket Control
18 Arizona Corporation Commission
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Phoenix, AZ 85007

19 **Copy of the foregoing was hand delivered**
20 this 7th day of March, 2011 to:

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24 Steven M. Olea, Director
25 Utilities Division
26 Arizona Corporation Commission
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