

ORIGINAL



0000127426

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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

RECEIVED

2011 JUL -8 P 12: 58

AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

JUL - 8 2011

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF ARIZONA WATER COMPANY, AN ARIZONA CORPORATION, FOR A DETERMINATION OF THE FAIR VALUE OF ITS UTILITY PLANT AND PROPERTY AND FOR ADJUSTMENTS TO ITS RATES AND CHARGES FOR UTILITY SERVICE FURNISHED BY ITS WESTERN GROUP AND FOR CERTAIN RELATED APPROVALS.

DOCKET NO. W-01445A-10-0517

STAFF'S REQUEST FOR A MODIFICATION TO THE PROCEDURAL SCHEDULE

The Utilities Division ("Staff") of the Arizona Corporation Commission ("Commission") requests a modification to the procedural schedule set forth in the June 28, 2011 procedural order issued by the Administrative Law Judge ("ALJ") in the above captioned matter.

Staff appreciates the effort that the ALJ put into creating the procedural schedule and the inclusion of both a "settlement track" and "litigation track." However, this schedule conflicts significantly with the procedural schedule for the UNS Gas, Inc. application in Docket No. G-04204A-11-0158: IN THE MATTER OF THE APPLICATION OF UNS GAS, INC. FOR THE ESTABLISHMENT OF JUST AND REASONABLE RATES AND CHARGES DESIGNED TO REALIZE A REASONABLE RATE OF RETURN ON THE FAIR VALUE OF IT ARIZONA PROPERTIES.

Undersigned counsel and the attorney representing the Residential Utilities Consumer Office ("RUCO") in this matter are assigned to both of these matters.

Staff and RUCO propose following modified procedural schedule for above captioned matter that alleviates this conflict:

..
...

		Staff and RUCO Proposed
1		
2	Settlement Track	Current
3	Commence Settlement	
	Discussions	02-Dec-11
4	File Settlement Agreement	09-Jan-12
	Testimony for Settlement	23-Jan-12
5	Prehearing Conference	06-Jan-12
	Settlement Hearing Starts	17-Feb-12
6		20-Jan-12
		23-Feb-12
7	Litigation Track	
8	Staff/Intervenor Direct	28-Nov-11
	Rate Design/COS	12-Dec-11
9	Rebuttal Testimony	19-Dec-11
	Surrebuttal	23-Dec-11
10	Rejoinder	15-Feb-12
	Prehearing	12-Jan-12
11	Litigation Hearing Starts	01-Mar-12
12		24-Jan-12
		15-Mar-12
		30-Jan-12
		19-Mar-12
		02-Feb-12
		22-Mar-12

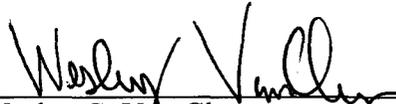
13 Staff and RUCO presented this proposed modification of the procedural schedule to Arizona
14 Water Company (“AWC”) for consideration, and while Staff and RUCO agree with this schedule
15 AWC does not. AWC also prepared a procedural schedule that modified the procedural schedule for
16 this matter, but also modified the procedural schedule set forth in the UNS Docket No. G-04204A-
17 11-0158. However, the procedural schedule in the UNS matter has already gone through a similar
18 collaborative process, and UNS Gas, Inc. understandably is not amenable to modifying the schedule
19 further. Moreover, UNS has indicated it objects to the changes proposed by AWS and points out that
20 it reached sufficiency on May 9, 2011, while AWC reached sufficiency on June 9, 2011.

21 Given the timing of sufficiency, Staff and RUCO believe a procedural schedule change in the
22 above captioned matter with the proposed changes referenced above is more appropriate. A possible
23 alternative would be to convene a joint procedural conference for both of these matters wherein the
24 ALJs assigned to both dockets could receive input from all of the parties regarding changes to the

25 ...
26 ...
27 ...
28 ...

1 procedural schedules in both matters. Although Staff and RUCO agree with the above modified
2 schedule RUCO does not support convening a joint procedural conference.

3 RESPECTFULLY SUBMITTED this 8th day of July, 2011.

4
5 
6 Wesley C. Van Cleve
7 Ayesha Vohra
8 Attorneys, Legal Division
9 Arizona Corporation Commission
10 1200 West Washington Street
11 Phoenix, Arizona 85007
12 (602) 542-3402

10 **Original and thirteen (13) copies**
11 **of the foregoing filed this**
12 **8th day of July, 2011, with:**

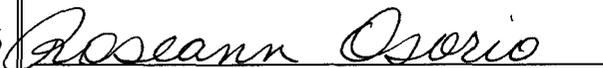
12 Docket Control
13 Arizona Corporation Commission
14 1200 West Washington Street
15 Phoenix, Arizona 85007

15 **Copy of the foregoing mailed this**
16 **8th day of July, 2011, to:**

16 Steven A. Hirsch
17 Stanley B. Lutz
18 BRYAN CAVE, LLP
19 Two North Central Avenue, Suite 2200
20 Phoenix, Arizona 85004-4406

20 Robert W. Geake, Vice President and General Counsel
21 ARIZONA WATER COMPANY
22 P.O. Box 29006
23 Phoenix, Arizona 85038-9006

23 Daniel W. Pozefsky, Chief Counsel
24 RESIDENTIAL UTILITY CONSUMER OFFICE
25 1110 West Washington Street, Suite 220
26 Phoenix, Arizona 85007

26 

27
28