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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

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COMMISSIONERS

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SEP 7 2011

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

AZ CORP COMMISSION  
DOCKET CONTROL

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF CERBAT WATER COMPANY FOR APPROVAL OF A RATE INCREASE.

DOCKET NO. W-02391A-10-0218

IN THE MATTER OF STAFF'S REQUEST FOR COMMISSION ISSUANCE OF AN ORDER TO SHOW CAUSE FOR THE FAILURE OF CERBAT WATER COMPANY TO COMPLY WITH COMMISSION RULES AND REGULATIONS.

DOCKET NO. W-02391A-11-0166

IN THE MATTER OF THE APPLICATION OF CERBAT WATER COMPANY FOR AUTHORITY TO INCUR LONG-TERM DEBT.

DOCKET NO. W-02391A-11-0309

PROCEDURAL ORDER

**BY THE COMMISSION:**

On June 1, 2010, Cerbat Water Company ("Cerbat" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for a rate increase in Docket No. W-02391A-10-0218 ("Rate Docket").

On April 19, 2011, the Commission's Utilities Division ("Staff") filed a Petition for Order to Show Cause and Motion for Preliminary Relief in Docket No. W-02391A-11-0166 ("OSC Docket").

On May 27, 2011, the Commission issued Decision No. 72384 which consolidated the Rate and OSC Dockets.

On August 3, 2011, Cerbat filed an application for authority to incur long-term debt in Docket No. W-02391A-11-0309 ("Finance Application").

On August 22, 2011, Staff filed a Motion to Consolidate the Finance Docket with the previously consolidated Rate and OSC Dockets. To date, no opposition to Staff's request for consolidation has been filed.

IT IS THEREFORE ORDERED that Docket Nos. W-02391A-10-0218, W-02391A-11-0166 and W-02391A-11-0309 are hereby consolidated.

1 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules  
2 31 and 38 and A.R.S. § 40-243 with respect to the practice of law and admission *pro hac vice*.

3 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized  
4 Communications) applies to this proceeding and shall remain in effect until the Commission's  
5 Decision in this matter is final and non-appealable.

6 IT IS FURTHER ORDERED that the time periods specified herein shall not be extended  
7 pursuant to Civil Procedure Rule 6(a) or (e).

8 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance  
9 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the  
10 Rules of the Arizona Supreme Court). Representation before the Commission includes appearances  
11 at all hearings and procedural conferences, as well as all Open Meetings for which the matter is  
12 scheduled for discussion, unless counsel has previously been granted permission to withdraw by the  
13 Administrative Law Judge or the Commission.

14 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,  
15 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at  
16 hearing.

17 DATED this 7<sup>th</sup> day of September, 2011.

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20 \_\_\_\_\_  
21 DWIGHT D. NODES  
22 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

23 Copies of the foregoing mailed/delivered  
24 this 7<sup>th</sup> day of September, 2011 to:

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