

ORIGINAL

INTERVENTION



0000129589

BEFORE THE ARIZONA CORPORATION COMI.

RECEIVED

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

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

2011 SEP 14 P 2:06

AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

SEP 14 2011

DOCKETED BY	<i>[Signature]</i>
-------------	--------------------

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 EASTERN GROUP
 AND FOR CERTAIN RELATED
 APPROVALS.

Docket No. W-01445A-11-0310

RUCO'S APPLICATION TO INTERVENE AND

REQUEST TO MODIFY THE PROCEDURAL SCHEDULE

I.

The RESIDENTIAL UTILITY CONSUMER OFFICE ("RUCO") hereby applies to the
 Arizona Corporation Commission ("Commission") for an Order granting it leave to intervene in
 the above-captioned proceeding.

1 II.

2 RUCO was established by the enactment of Arizona Revised Statutes, Section 40-461,
3 *et seq.*, for the purpose of representing residential utility consumers in matters before the
4 Commission concerning regulated public service corporations.

5 III.

6 Arizona Revised Statutes, Section 40-464.A.2., specifically provides that the Director of
7 RUCO may do the following:

8 Prepare and present briefs, arguments, proposed rates or
9 orders and intervene or appear on behalf of residential utility
10 consumers before hearing officers and the Corporation
11 Commission as a party in interest and also participate as a
12 party in interest pursuant to Section 40-254 in proceedings
relating to rate making or rate design and involving public
service corporations.

13 IV.

14 The residential utility consumers will be directly and substantially affected by a Decision
15 or Order of the Commission in this matter, therefore, it is necessary and proper that RUCO
16 intervene in the proceeding.

17 V.

18 In order to fulfill its statutory obligation to protect the residential utility consumers of this
19 State, RUCO must thoroughly examine the materials presented by the Company, and must
20 cross-examine witnesses appearing on behalf of the Company and any other parties.
21 Additionally, RUCO may present testimony and exhibits of its own in any hearings conducted
22 by the Commission in this matter.

1 VI.

2 The name, mailing address, and telephone number of the person upon whom service of
3 all documents is to be made is:

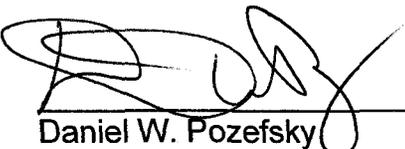
4 Daniel W. Pozefsky
5 Chief Counsel
6 Residential Utility Consumer Office
7 1110 West Washington, Suite 220
8 Phoenix, Arizona 85007
9 (602) 364-4839

10 On September 8, 2011 a procedural order was issued setting a date for a procedural
11 conference in this matter on September 19, 2011 at 10:00 a.m.

12 RUCO hereby requests modification of the procedural schedule. Due to a scheduling
13 conflict, Daniel Pozefsky, Chief Counsel of RUCO, will not be able to appear. Michelle Wood,
14 RUCO's other Counsel, will be appearing in the Arizona-American Water Company ("AZ-AM")
15 matter in Docket No. W-01303A-10-0448. A procedural conference in that matter is also
16 scheduled for September 19, 2011 at 10:00 a.m., contemporaneous with this conference.

17 RUCO hereby requests that the procedural conference in **this matter** be held at **10:30**
18 **a.m.** in order to allow RUCO's appearance in both matters.

19 RESPECTFULLY SUBMITTED this 14th day of September, 2011

20 
21 Daniel W. Pozefsky
22 Chief Counsel

1 AN ORIGINAL AND THIRTEEN COPIES
2 of the foregoing filed this 14th day
3 of September, 2011 with:

3 Docket Control
4 Arizona Corporation Commission
5 1200 West Washington
6 Phoenix, Arizona 85007

5 COPIES of the foregoing hand delivered/
6 mailed this 14th day of September, 2011 to:

7 The Honorable Sarah Harpring
8 Administrative Law Judge
9 Hearing Division
10 Arizona Corporation Commission
11 1200 West Washington
12 Phoenix, Arizona 85007

10 Janice Alward, Chief Counsel
11 Wes Van Cleve
12 Legal Division
13 Arizona Corporation Commission
14 1200 West Washington
15 Phoenix, Arizona 85007

14 Steven M. Olea, Director
15 Utilities Division
16 Arizona Corporation Commission
17 1200 West Washington
18 Phoenix, Arizona 85007

17 Robert W. Geake
18 Vice President and General Counsel
19 Arizona Water Company
20 Post Office Box 29006
21 Phoenix, Arizona 85038-9006

20 Steven A. Hirsch
21 Stanley B. Lutz
22 Bryan Cave LLP
23 Two North Central Avenue, Suite 2200
24 Phoenix, AZ 85004

By 
Ernestine Gamble