

ORIGINAL



0000130267

ARIZONA CORPORATION COMMISSION

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
25
26
27
28

COMMISSIONERS

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

2011 OCT -4 A 9:12

AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
DOCKETED

OCT 4 2011

DOCKETED BY
[Signature]

IN THE MATTER OF THE APPLICATION OF
CHINO MEADOWS II WATER COMPANY FOR
A RATE INCREASE.

DOCKET NO. W-02370A-10-0519

PROCEDURAL ORDER

BY THE COMMISSION:

On December 30, 2010, Chino Meadows II Water Company ("Chino Meadows" or "Company") filed an application with the Arizona Corporation Commission ("Commission") for a rate increase.

On March 25, 2011, the application was deemed sufficient under the guidelines of A.A.C. R14-2-103, and a Procedural Order was issued setting the matter for hearing.

On October 3, 2011, the hearing convened as scheduled. The Company and the Commission's Utilities Division ("Staff") entered appearances through counsel, and presented evidence for the record. No members of the public appeared to provide public comment.

At the close of the hearing, the parties discussed a schedule for the filing of a Staff late-filed exhibit and closing briefs by both parties. The Company agreed to a waiver of the Commission's timeclock rule, A.A.C. R14-2-103(B)(11), as necessary to allow a Recommended Opinion and Order in this matter to be considered at the Commission's regularly scheduled Open Meeting of January 11 and 12, 2012. Based on that waiver, deadlines were set for Staff to file a late-filed exhibit responding to the Company's Exhibit A-5 on or before October 19, 2011; for Initial Closing Briefs to be filed by both parties on or before November 18, 2011; and for Reply Closing Briefs to be filed by both parties on or before December 2, 2011.

IT IS THEREFORE ORDERED that the timeclock in this matter is hereby extended to January 12, 2012.

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

4 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules
5 31 and 38, and A.R.S. § 40-243 with respect to practice of law and admission pro hac vice.

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

12 DATED this 4th day of October, 2011.

13
14 
15 TEENA JIBILIAN
16 ADMINISTRATIVE LAW JUDGE

17
18 Copies of the foregoing mailed
19 this 4th day of October, 2011 to:

20 Craig A. Marks
21 CRAIG A. MARKS, PLC
22 10645 N. Tatum Blvd., Suite 200-676
23 Phoenix, AZ 85028
24 Attorney for Chino Meadows II Water Co.

25 Steven Olea, Director
26 Utilities Division
27 ARIZONA CORPORATION COMMISSION
28 1200 W. Washington Street
Phoenix, AZ 85007

29 Paul D. Levie, President
30 Matthew Lauterbach, Water Administrator
31 CHINO MEADOWS II WATER CO.
32 2465 Shane Drive
33 Prescott, AZ 86305

34 By: 
35 Debbi Person
36 Assistant to Teena Jibilian

37 Janice Alward, Chief Counsel
38 Legal Division
39 ARIZONA CORPORATION COMMISSION
40 1200 W. Washington Street
41 Phoenix, AZ 85007