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Rimrock Water Company, LLC

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AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
DOCKETED
NOV 2 2011



BEFORE THE ARIZONA CORPORATION COMMISSION

JOHN E. DOUGHERTY,)	DOCKET NO. W-04254A-11-0323
)	
Complainant,)	NOTICE OF FILING
)	
-vs-)	
)	
MONTEZUMA RIMROCK WATER)	
COMPANY, LLC,)	
)	
Respondent.)	

PURSUANT TO JUDGE SARAH HARPRING'S order at the Procedural Conference in W-04254A-11-0323 on October 25, 2011, undersigned counsel for the Company files herewith the Felony Release Conditions and Release Order entered on July 12, 2011 in *State of Arizona v. Ivo Washington Buddeke, CR201103826*. The release conditions provide in part:

5. Defendant shall not contact **IN AN MANNER** the alleged Victim[s], *Norm Rask*, Timothy Hardy, Douglas Slover Sr., Michael Rippa, Douglas Slover, Jr., *Patricia Olsen* and shall not go near victims' residence, victims' place of employment[emphasis in original]

////

1 Mr. Dougherty has identified as witnesses in the ****0323 docket both Mr. Buddeke and
2 Norm Rask, one of the alleged victims. The Court also expressed concern that Ms. Olsen,
3 owner/manager of the Company, is likely to be in the court room when Mr. Buddeke testifies.

4 DATED this 31 day of October, 2011.

5 LAW OFFICE OF DOUGLAS C. FITZPATRICK

6 
7 BY _____
8 Douglas C. Fitzpatrick
9 Attorney for Montezuma Rimrock
10 Water Company

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12
13
14 ORIGINAL and 13 copies
15 of the foregoing mailed this
16 31st day of October, 2011,
17 to:

18 Arizona Corporation Commission
19 Docket Control
1200 West Washington Street
Phoenix, Arizona 85007

20 COPY of the foregoing
21 mailed this 31st day of
22 October, 2011, to:

23 Darak R. Eaddy
24 Utilities Division
25 Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

26 John Dougherty
27 PO Box 501
28 Rimrock, Arizona 86335

1 Patricia D. Olsen
2 Montezuma Rimrock Water
3 Company, LLC
4 PO Box 10
5 4615 E. Goldmine Road
6 Rimrock, Arizona 86335

7 Mrs. Janice M. Alward
8 Chief, Legal Division
9 Arizona Corporation Commission
10 Legal Division
11 1200 West Washington Street
12 Phoenix, Arizona 85007

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

19 Ms. Lyn Farmer
20 Chief, Hearing Division
21 Arizona Corporation Commission
22 Legal Division
23 1200 West Washington Street
24 Phoenix, Arizona 85007

25 
26 _____
27 Douglas C. Fitzpatrick
28

STATE OF ARIZONA vs.
IVO WASHINGTON BUDDEKE III
PO Box 1176
Rimrock, AZ 86335
928-567-1414

CR201103826

Case No.

9:15 a.m.
Time p.m.

FELONY
RELEASE CONDITIONS

AND

RELEASE ORDER

Interpreter

928-213-0320

- VERDE VALLEY JUSTICE COURT- 928-639-5820
- PRESCOTT JUSTICE COURT- 928-771-3300
- MAYER JUSTICE COURT- 928-632-7342
- OTHER: _____

- BAGDAD JUSTICE COURT- 928-633-2141
- YARNELL JUSTICE COURT- 928-427-3318
- SELIGMAN JUSTICE COURT- 928-422-3281

CHARGES: Disorderly Conduct w/Deadly Weapon x 6

Defendant has been advised of the charges and the right to silence, counsel, trial, and preliminary hearing, if any. The Defendant is ORDERED to comply with the following conditions:

(1) Appear for EARLY DISPOSITION COURT (EDC) on: Tuesday, July 26, 2011, at the

■ Yavapai County Courthouse, 120 South Cortez Street, Prescott, Arizona
Appear at 8:00 a.m. if in custody OR 1:00 p.m. if out-of-custody

(2) Defendant shall not commit any criminal offense; shall obey all orders of the Court, shall promptly notify the Court of any change of address, shall not leave the State of Arizona without written permission of the Court, and shall stay in contact with your attorney, if one is retained. If applicable, diligently prosecute appeal following judgment and sentence;

(3) Defendant shall not possess or consume any alcoholic beverage, illegal drug, or drug paraphernalia;

(4) Defendant shall not possess any firearm or other deadly weapon;

(5) Defendant shall not contact **IN ANY MANNER** the alleged victim(s), Norm Rask, Timothy Hardy, Douglas Slover, Sr., Michael Rippa, Douglas Slover, Jr., Patricia Olsen, and shall not go near Victim(s)' Residence Victim(s)' Place of employment Other _____; Defendant may make one trip to the victim(s)' residence to obtain Defendant's personal property if accompanied by a law enforcement officer.

(6) **Public Defender Appointed.** Financial statement taken under oath. Defendant shall pay a \$25.00 Public Defender Fee and may be required to pay additional attorney fees. Yavapai County Public Defender 928-771-3588 ■ Declined Undecided Financial Statement Needed

(7) Defendant shall not drive without a valid driver's license.

(8) DNA Test per A.R.S. § 13-3967, 13-610. Report within 5 days to Yavapai County Sheriff's Office to submit sample for DNA testing.

(9) Fingerprint Order per A.R.S. § 41-1750(C)(U). Report within 5 days to Yavapai County Sheriff's Office for Ten-Print fingerprinting.

(10) Other release condition(s): _____

RELEASE TYPE:

Own Recognizance (O.R.) - Defendant is released on his or her promise to appear in Court as required.

Appearance Bond - Defendant shall post bond in the amount of \$ _____ Secured Appearance Bond Cash Only

Pretrial Services - If accepted, and if Defendant agrees to terms of supervision, Defendant shall be released to custody of Yavapai Pretrial Services in lieu of bond. If Defendant violates a term of supervision, Defendant may be returned to custody, subject to release on bond.

No Bond - Hold Defendant without bond pursuant to ARS 13-3961 Prop 100 Other

Third Party Release - Defendant shall be placed in the custody of: _____
(Address and phone: _____)
who agrees: (a) to supervise Defendant according to the conditions of this Order; (b) to use every effort to assure that Defendant appears at all hearings before the Court; and (c) to notify the Court immediately if Defendant violates any condition of release or if Defendant disappears. Custodian Signature: _____

DEFENDANT TO READ AND SIGN: I promise to comply with my release conditions. I understand I have the right to be present at my trial and other proceedings in my case, and if I fail to appear the trial or proceedings will be held without me and any bond posted may be forfeited. If I violate any condition of this Order, I understand my release can be revoked and a warrant may be issued for my arrest.

July 12, 2011
Date


Defendant


Judge