

ORIGINAL

OPEN MEETING AGENDA ITEM



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BEFORE THE ARIZONA CORPORATION COMMISSION

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**COMMISSIONERS**  
GARY PIERCE, Chairman  
BOB STUMP  
SANDRA D. KENNEDY  
PAUL NEWMAN  
BRENDA BURNS

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ARIZONA CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission  
**DOCKETED**

APR 20 2012

DOCKETED BY *MM*

IN THE MATTER OF THE APPLICATION OF ARIZONA WATER COMPANY, AN ARIZONA CORPORATION, TO EXEND ITS EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY IN THE CITY OF CASA GRANDE AND IN PINAL COUNTY, ARIZONA.

Docket No. W-01445A-06-0199

IN THE MATTER OF THE APPLICATION OF PALO VERDE UTILITIES COMPANY FOR AN EXTENSION OF ITS EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY.

Docket No. SW-03575A-05-0926

IN THE MATTER OF THE APPLICATION OF SANTA CRUZ WATER COMPANY FOR AN EXTENSION OF ITS EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY.

Docket No. W-03576A-05-0926

IN THE MATTER OF THE APPLICATION OF PALO VERDE UTILITIES COMPANY FOR AN EXTENSION FO ITS EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY.

Docket No. SW-03575A-07-0300

IN THE MATTER OF THE APPLICATION OF SANTA CRUZ WATER COMPANY FOR AN EXTENSION OF ITS EXISTING CERTIFICATE OF CONVENIENCE AND NECESSITY.

Docket No. W-03576A-07-0300

ARIZONA WATER COMPANY, AN ARIZONA CORPORATION,

Docket No. W-01445A-06-0200  
Docket No. SW-20445A-06-0200  
Docket No. W-20446A-06-0200  
Docket No. W-03576A-06-0200  
Docket No. SW-03575A-06-0200

COMPLAINANT,

VS.

GLOBAL WATER RESOURCES, LLC, A FOREIGN LIMITED LIABILITY COMPANY;  
GLOBAL WATER RESOURCES, INC., A DELAWARE CORPORATION; GLOBAL WATER MANAGEMENT, LLC, A FOREIGN

**Global Utilities'**  
**Comments Regarding**  
**Hearing Division Amendments**

1 LIMITED LIABILITY COMPANY; SANTA  
2 CRUZ WATER COMPANY, LLC, AN  
3 ARIZONA LIMITED LIABILITY  
4 CORPORATION; PALO VERDE UTILITIES  
5 COMPANY, LLC, AN ARIZONA LIMITED  
6 LIABILITY CORPORATION; GLOBAL WATER  
7 – PALO VERDE UTILITIES COMPANY, AN  
8 ARIZONA CORPORATION; JOHN AND JANE  
9 DOES I-20; ABC ENTITIES I-XX,

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RESPONDENTS.

IN THE MATTER OF THE JOINT  
APPLICATION OF CP WATER COMPANY  
AND FRANCISCO GRANDE UTILITIES  
COMPANY TO TRANSFER THEIR  
CERTIFICATES OF CONVENIENCE AND  
NECESSITY AND ASSETS TO PALO VERDE  
UTILITIES COMPANY AND SANTA CRUZ  
WATER COMPANY.

Docket No. WS-01775A-07-0485  
Docket No. SW-03575A-07-0485  
Docket No. W-02442A-07-0485  
Docket No. W-03576A-07-0485

**Global Utilities’  
Comments Regarding  
Hearing Division Amendments**

Global Water – Palo Verde Utilities Company (“Palo Verde”), Global Water – Santa Cruz Water Company (“Santa Cruz”) and CP Water Company (collectively, the “Global Utilities”)<sup>1</sup>, provide these comments regarding Hearing Division Proposed Amendments Nos. 1-4. Given the complexity of the case and the large record, the Global Utilities believe it would be helpful to the Commission to highlight the Global Utilities’ three remaining concerns with the ROO, if the Hearing Division Amendments are adopted.

The Hearing Division Amendments are based on comments from Staff, the Global Utilities, and Arizona Water Company. The Global Utilities appreciate the Hearing Division’s willingness to propose these modifications, and they believe that if the Hearing Division Amendments are in the public interest. The Hearing Division Amendments resolve almost all of

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<sup>1</sup> Where the context requires, “Santa Cruz”, “Palo Verde” and the “Global Utilities” also include “Santa Cruz Water Company, LLC” and “Palo Verde Utilities Company, LLC”, predecessor companies. See Decision No. 69920 (Sept. 27, 2007) (approving transfer with retroactive date of January 1, 2006).

1 the remaining disagreements in the case. However, there are a few additional matters that should  
2 be addressed.

3 First, in Finding of Fact No. 116 (Page 43, Lines 6.5 to 8.5), the ROO states "... and also  
4 find it appropriate to fill in areas around which the Global Utilities received requests for service, in  
5 order to create more logical boundaries as illustrated in Exhibit F." The Global Utilities did not  
6 request any "fill in" areas, and the landowners were neither notified nor consented to any "fill in"  
7 extensions. Thus, these "fill in" areas should not be included in the Global Utilities' CC&Ns.  
8 Staff's most recent filing agrees with this position.<sup>2</sup>

9 Second, the phrase "and Francisco Grande Utilities Company" should be deleted from Page  
10 48, line 6. The other references to Francisco Grande in the ordering paragraphs were deleted, so  
11 the Global Utilities believe that this phrase was inadvertently missed.

12 In conclusion, the Global Utilities request that the Commission make the following two  
13 further amendments to the ROO:

14 (1) Finding of Fact No. 116 (Page 43, Lines 6.5 to 8.5), DELETE "... and also find it  
15 appropriate to fill in areas around which the Global Utilities received requests for service, in order  
16 to create more logical boundaries as illustrated in Exhibit F."

17 (2) Page 48, line 6, DELTE "and Francisco Grande Utilities Company"  
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26 <sup>2</sup> Staff Memorandum dated August 5, 2011 at page 5, "Staff does not oppose Global's request that  
27 parcels it did not request or want should not be added to Global's CC&N, as proposed by the  
ROO, with the condition discussed above."

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1 RESPECTFULLY SUBMITTED this 20<sup>th</sup> day of April, 2012.

2 ROSKA DEWULF & PATTEN, PLC

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10 Original + 13 copies of the foregoing  
11 filed this 20<sup>th</sup> day of April, 2012 with:

12 Docket Control  
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16 Copies of the foregoing hand-delivered/mailed  
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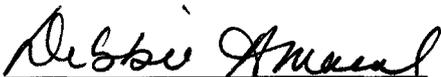
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