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1 COMMISSIONERS

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Arizona Corporation Commission

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8 **BEFORE THE ARIZONA CORPORATION COMMISSION**

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10 IN THE MATTER OF THE APPLICATION
 11 OF ARIZONA WATER COMPANY, AN
 12 ARIZONA CORPORATION, FOR A
 13 DETERMINATION OF THE FAIR VALUE
 14 OF ITS UTILITY PLANT AND PROPERTY,
 15 AND FOR ADJUSTMENTS TO ITS RATES
 16 AND CHARGES FOR UTILITY SERVICE
 17 FURNISHED BY ITS WESTERN GROUP
 18 AND FOR CERTAIN RELATED
 19 APPROVALS.

DOCKET NO. W-01445A-10-0517

**ARIZONA WATER COMPANY'S
AND STAFF'S JOINT REQUEST
FOR A PROCEDURAL
CONFERENCE**

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18 Applicant Arizona Water Company, joined by the Utilities Division Staff ("Staff") of

19 the Arizona Corporation Commission ("Commission"), hereby requests that the

20 Administrative Law Judge ("ALJ") assigned to this matter schedule a brief procedural

21 conference at the Commission's earliest convenience to discuss issues related to notice

22 procedures in this proceeding that have just arisen in connection with the parties

23 having agreed on the basis of a complete settlement of this matter.

24 The parties, including Intervenors, were able to achieve settlement of the issues in

25 this proceeding in meetings held on January 31 and February 2, 2012. The settlement is

26 being documented so that an agreement including schedules may be filed by the February

27 15, 2012 deadline set by the January 31, 2012 Procedural Order in this case. Although the

28 rates that would be set if the settlement agreement is adopted by the Commission are well

1 within the percentage increase noticed pursuant to the July 15, 2011 Procedural Order in this
2 case, a single rate classification's percentage rate increase in the Company's White Tank
3 system would be higher than what was proposed in the schedules attached to Arizona Water
4 Company's amended application. This result occurs because of separate settlement
5 provisions regarding consolidation of the Company's Western Group systems for rate
6 purposes.

7 The parties desire that the hearings on their settlement agreement proceed as
8 scheduled for March 1 and, if necessary, March 2, 2012, with a public comment session to
9 be held on what was the initial date for the rate case hearings on February 21, 2012.
10 However, Arizona Water Company and Staff wish to advise the ALJ of the impact of the
11 settlement rate increase on the White Tank system, and to discuss whether, and if so in what
12 manner, additional notice may be necessary to those affected by the settlement terms.

13 For the foregoing reasons, Applicant Arizona Water Company and Staff jointly
14 request that a Procedural Conference be scheduled to discuss potential re-noticing issues
15 with the ALJ at the Commission's earliest convenience.

16 RESPECTFULLY SUBMITTED this 10th day of February, 2012.

17 BRYAN CAVE LLP

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19 By 

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ARIZONA CORPORATION COMMISSION

By *Wesley C. Van Cleve* (with permission)
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ORIGINAL and 13 copies of the foregoing
filed this 10th day of February, 2012, with:

Docket Control Division
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, AZ 85007

COPIES of the foregoing hand-delivered
this 10th day of February, 2012, to:

Lyn A. Farmer, Esq.
Chief Administrative Law Judge
Hearing Division
Arizona Corporation Commission
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Phoenix, AZ 85007

Mr. Steven M. Olea
Director, Utilities Division
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