

INTERVENTION



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ORIGINAL

1 Steve Wene, No. 019630

2 MOYES SELLERS & HENDRICKS RECEIVED

3 1850 N. Central Ave. Ste. 1100

4 Phoenix, Arizona 85004

2012 MAR 12 P 4: 04

5 (602) 604-2141

6 Attorneys for Robhana, Inc., and

7 Charles Dunn Capital, Inc.

AZ CORP COMMISSION
DOCKET CONTROL

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

9 GARY PIERCE, CHAIRMAN

10 PAUL NEWMAN

11 SANDRA D. KENNEDY

12 BOB STUMP

13 BRENDA BURNS

Arizona Corporation Commission

DOCKETED

MAR 12 2012

DOCKETED BY

Docket Nos. WS-20794A-11-0140

WS-20794A-11-0279

15 IN THE MATTER OF THE APPLICATION
16 OF DII-EMERAL SPRINGS, L.L.C. FOR A
17 CERTIFICATE OF CONVENIENCE AND
18 NECESSITY TO PROVIDE WASTEWATER
SERVICES.

APPLICATION FOR LEAVE TO
INTERVENE

19 IN THE MATTER OF THE APPLICATION
20 OF DII-EMERALD SPRINGS, L.L.C. FOR
21 APPROVAL OF RATES.

22
23 Pursuant to A.A.C. R14-3-105 and the procedural order dated February 6, 2012,
24 Robhana, Inc. ("Robhana") and Charles Dunn Capital, Inc. ("Charles Dunn"),
25 collectively referred to herein as "Applicants", hereby submit this Application for Leave
26 to Intervene in the above-captioned docket and, in support thereof, states as follows:
27
28

1 1. The Applicants collectively own real property within and adjacent to the proposed
2 CC&N. Accordingly, the Applicants and their successors-in-interest are potential
3 customers of the local wastewater service provider. Further, an issue of whether Charles
4 Dunn owns the wastewater treatment facility, and potentially other fixtures, has been
5 raised in this matter. Thus, the Applicants will be affected by the decision of the
6 Commission in this matter.
7

8
9 2. Intervention by the Applicants will not unduly broaden the issues or delay the
10 proceeding.
11

12 3. The Applicants request that the Commission and parties in this matter direct all
13 communications in connection with the above-captioned proceeding to:

14 Steve Wene
15 Moyes Sellers & Hendricks Ltd.
16 1850 N. Central Avenue, Suite 1100
17 Phoenix, Arizona 85004
18 602-604-2141
19 Fax: 602-274-9135
20 swene@law-msh.com

21 4. For the reasons provided herein, the Applicants request the Commission grant this
22 Application.
23

24 DATED this 12th day of March, 2012.

25 **MOYES SELLERS & HENDRICKS LTD.**

26 
27 Steve Wene
28

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1 Original and 13 copies of the foregoing
2 filed on this 12th day of March, 2012 with:

3 Docket Control
4 Arizona Corporation Commission
5 1200 W. Washington Street
6 Phoenix, Arizona 85007

7 Copy of the foregoing mailed this
8 12th day of March, 2012, to:

9 Henry Melendez
10 DII-Emerald Springs, LLC
11 212 East Rowland Street, No. 423
12 Covina, California 91723-3146

13 Julie A. LaBenz
14 Law Office of John C. Churchill
15 1300 Joshua Ave., Suite B
16 Parker, Arizona 85344
17 Attorney for Emerald Springs HOA

18 Janice Alward, Chief Counsel
19 Legal Division
20 Arizona Corporation Commission
21 1200 West Washington Street
22 Phoenix, Arizona 85007

23 **Courtesy Copies provided by mail to:**

24 Dennis Price
25 P.O. Box 1125
26 Ehrenberg, Arizona 85334-1125

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