

1 ORIGINAL



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3 Date: March 27, 2010

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5 To: **Docket Control**

6 **Arizona Corporation Commission**

2012 MAR 30 A 9:38

7 **1200 West Washington St.**

AZ CORP COMMISSION
DOCKET CONTROL

8 **Phoenix, AZ 85007**

9
10 From: Robert T. Hardcastle
11 Payson Water Co., Inc.
12 (661) 633-7526
13

14 FOR FILING ORIGINAL AND 13 COPIES INTO:

15
16 **DOCKET NO. W-03514A-12-0008**

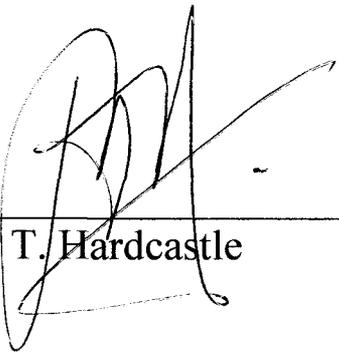
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18 Gehring et al vs. Payson Water Co.

Arizona Corporation Commission

DOCKETED

MAR 30 2012

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21 By:

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24 Robert T. Hardcastle
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1 BEFORE THE ARIZONA CORPORATION COMMISSION

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Robert T. Hardcastle
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Bakersfield, CA 93380-2218

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DOCKET CONTROL

Representing Itself In Propria Persona

COMMISSIONERS

Gary Pierce, Chairman
Paul Newman, Commissioner
Brenda Burns, Commissioner
Bob Stump, Commissioner
Sandra D. Kennedy, Commissioner

IN THE MATTER OF J. STEPHEN)
GEHRING, BOBBY JONES, AND LOIS)
JONES, COMPLAINTANTS)
VS.)
PAYSON WATER CO., INC.,)
RESPONDENT)

Docket No. W-03514A-12-0008

**MOTION TO STRIKE
NON-AFFILIATED PARTIES**

Complainants Gehring and Jones (hereafter "Complainants") have filed a Formal Complaint into Docket No. W-03514A-12-0008 based on previously submitted informal complaints number 2011-98439 and 2011-98782.

Consistent with other allegations, accusations, and rantings Gehring's Complaint is replete with references to the "Mesa del Caballo Water Committee" (also sometimes referred to as the "MdC Water Committee", "MDC WC" or just "Water Committee") hereafter referred to as the MdC Water Committee. More specifically at Complaint pages 5 (section 27), and page 10 (sections 41, 42, 43, 44, and 46) and other unspecified places throughout the document, Gehring makes reference to the MdC Water Committee for conspiratorial acts of wrong doing in conjunction with Payson Water Co., Inc.

1 (“PYWCo”). At other places in the Complaint Gehring makes indirect or veiled
2 accusations and allegations of participation by the MdC Water Committee.

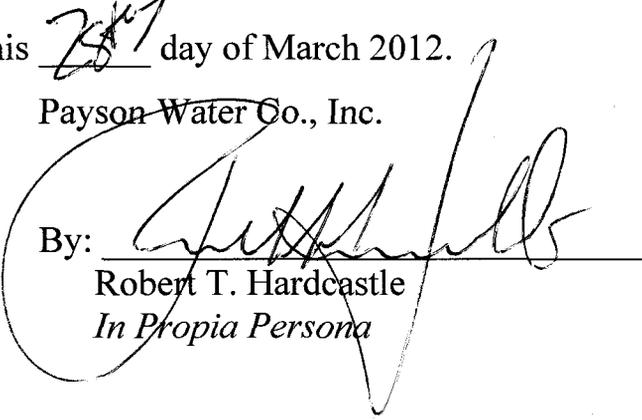
3 The MdC Water Committee is a locally organized ad hoc group of concerned
4 citizens with property ownership in MdC. Each member of the MdC Water Committee is
5 a customer of PYWCo and has been instrumental in working with the Company bring
6 about water supply improvements to MdC. The MdC Water Committee is simply
7 interested in improving the water supply to the residents of MdC. The MdC Water
8 Committee is not a named party in the Complaint and is not an Arizona public service
9 corporation pursuant to Article XV of the Arizona Constitution and A.R.S. §§ 40-250 and
10 40-251. The MdC Water Committee is not regulated by the Arizona Corporation
11 Commission (the “Commission”) and is not subject to its jurisdiction thereof.

12 It is wrong and improper to allow Gehring’s Complaint to move forward with these
13 untoward references, allegations, and accusations when the MdC Water Committee is not
14 a party to the Complaint and will not have an opportunity to present documents,
15 references, or other evidence in its defense.

16 PYWCo respectfully requests that Gehrings Complaint be modified by striking all
17 references to the MdC Water Committee and any allegations of wrong doing.

18
19 RESPECTFULLY SUBMITTED this 28th day of March 2012.

20 Payson Water Co., Inc.

21
22 By: 

23 Robert T. Hardcastle
24 *In Propia Persona*

25 ORIGINAL and 13 copies filed
26 this 28th day March 2012, with:
27

28 **Docket Control**
29 **Arizona Corporation Commission**
30 **1200 West Washington St.**
31 **Phoenix, AZ 85007**

1
2 And copies mailed to the following:

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4 Dwight Nodes, Administrative Law Judge
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6 Arizona Corporation Commission
7 1200 West Washington St.
8 Phoenix, AZ 85007

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10 J. Stephen Gehring
11 8157 Deadeye Rd.
12 Payson, AZ 85541

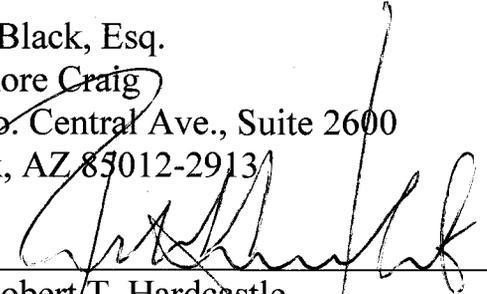
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43 Payson Water Co., Inc.

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