

ORIGINAL



0000136067

J. Stephen Gehring, Private Citizen  
Bobby & Lois Jones, Private Citizens  
C/O: 8157 W. Deadeye Rd.  
Payson, Arizona 85541  
Telephone: (928) 474-9859  
In Propria Persona

RECEIVED

2012 APR 24 P 12: 12

AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission  
DOCKETED

APR 24 2012

DOCKETED BY [Signature]

Before the Arizona Corporation Commission

J. Stephen Gehring, Bobby Jones, Lois  
Jones Private Citizens, Injured Parties,  
Complainants,  
vs.  
PAYSON WATER CO. INC./BROOKE  
UTILITIES INC.  
Respondents.

DOCKET NO. W-03514A-12-0008

NOTICE OF COMPLAINANTS'  
ACKNOWLEDGEMENT OF THE  
COMMISSION'S DENIAL OF  
RESPONDENTS' MOTION TO  
MODIFY SUBPOENA

**NOW COMES**, the Complainants J. Stephen Gehring, Bobby Jones and Lois Jones, to give Notice of Complainants' Acknowledgement of the Commission's Denial of Respondents' "Motion to Modify Subpoena."

On March 27, 2012 Respondent's mailed their "Motion to Modify Subpoena;"

On April 3, 2012 Complainants mailed their "Response and Objection to Respondents Motion to Modify Subpoena, Motion to Deny and Compel Compliance with the Subpoena by Order, with Evidentiary Exhibits;

On April 5, 2012 Complainants mailed their "2<sup>nd</sup> Response and Objection to Respondents Motion to Modify Subpoena, Motion to Deny and Compel Compliance with the Subpoena by Order, with Evidentiary Exhibits" clearly intended as a Supplement to the 1<sup>st</sup> Pleading of identical Caption.

On April 10, 2012 Respondents mailed their "Reply to Complainants 2<sup>nd</sup> Response and Objection to Respondents Motion to Modify Subpoena;"

On April 16, 2012 Complainants mailed their "Objection to Respondents Reply to Complainants' "Supplement" 2<sup>nd</sup> Response and Objection to Respondents Motion to Modify Subpoena;"

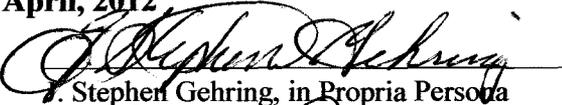
Referencing the Procedural Order of March 19, 2012: "any motions which are filed in this matter and *which are not ruled upon* by the Commission within 20 calendar days of the filing date of the motion shall be deemed denied." (See: Page 3 lines 3-5 of the Procedural Order of March 19, 2012).

As of the date of the mailing of this Notice more than 24 days have passed since the Respondents "Motion to Modify Subpoena" was filed with the Commission and there has been no Notice from the Commission or its Administrative Law Judge of any ruling granting the Respondent's Motion.

Since the Commission and its Administrative Law Judge have not granted the Motion, the Complainants give Notice that they acknowledge that Respondent's "Motion to Modify Subpoena" has been denied.

Complainants shall proceed without any modification to the Subpoena served upon Robert T. Hardcastle, Payson Water Co. and Brooke Utilities, Inc. and will further demand of the Respondents to fully Comply.

Respectfully submitted this 23<sup>rd</sup> day of April, 2012

  
Stephen Gehring, in Propria Persona  
  
Bobby Jones, in Propria Persona  
  
Lois Jones, in Propria Persona

**CERTIFICATE OF SERVICE**

The Original and 13 copies of the foregoing were mailed this 23<sup>rd</sup> day April, 2012 to:

DOCKET CONTROL  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

Copies of the foregoing were mailed this 23<sup>rd</sup> day April, 2012 to the following:

Bobby and Lois Jones  
7325 N. Caballero Rd.  
Payson, Az. 85541

Robert T. Hardcastle  
P. O. Box 82218  
Bakersfield, Ca. 93380

By:           JSG