

1 ORIGINAL



2  
3 Date: April 5, 2010

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5 To: **Docket Control**  
6 **Arizona Corporation Commission**  
7 **1200 West Washington St.**  
8 **Phoenix, AZ 85007**

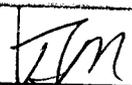
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10 From: Robert T. Hardcastle  
11 Payson Water Co., Inc.  
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13 FOR FILING ORIGINAL AND 13 COPIES INTO:

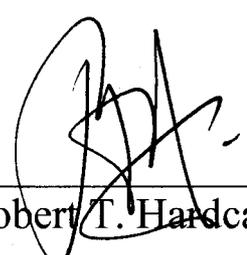
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15 **DOCKET NO. W-03514A-12-0008**

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17 Gehring et al vs. Payson Water Co.

Arizona Corporation Commission  
**DOCKETED**  
JUL 20 2012

DOCKETED BY 

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22 By:

  
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Robert T. Hardcastle

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**BEFORE THE ARIZONA CORPORATION COMMISSION**

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Robert T. Hardcastle  
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P.O. Box 82218  
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*Representing Itself In Propria Persona*

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**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, COMPLAINANTS )  
VS. )  
PAYSON WATER CO., INC., )  
RESPONDENT )

**Docket No. W-03514A-12-0008**  
**OBJECTION TO**  
**COMPLAINANT'S LATE**  
**FILED EVIDENTIARY**  
**EXHIBITS**

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. Complainant's, as part of the Formal Complaint documents submitted in support thereof, have also erroneously included Brooke Utilities, Inc. ("Brooke") as a party to the Formal Complaint.

On March 9, 2012 a Procedural Conference was conducted to set forth the rules under which this Docket would be conducted.

On March 19, 2012 a Procedural Order was written which set forth the agreed to terms under which this Docket would proceed.

On June 26 and 27, 2012 a Formal Complaint Hearing was conducted where more than fourteen (14) hours of testimony, evidence production, direct examination, and cross

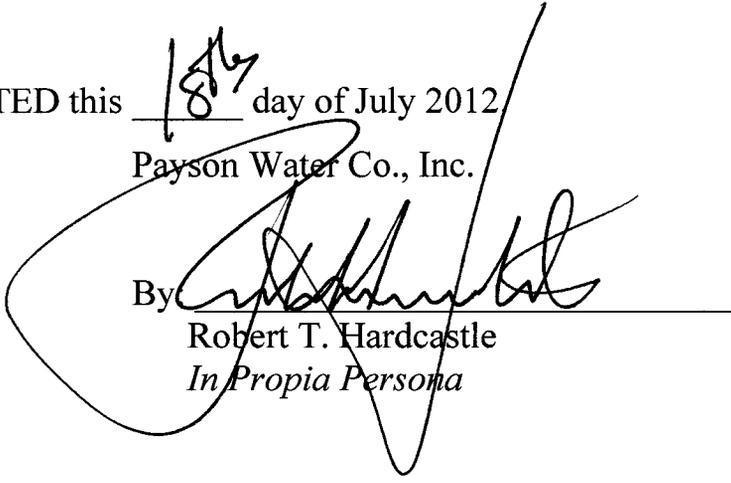
1 (Arizona Corporation Commission website, audio transcript at 7:35.22). A Complainant  
2 should not be allowed to indefinitely litigate a matter, especially after the record is  
3 closed.

4 If after more than 90 days of discovery, fourteen hours of Hearings, hundreds of  
5 pages of documents, more than 55 filings to the Docket, and hours and hours of witness  
6 evidence being presented, the Complainant's cannot prove their case they should not now  
7 be allowed to present post-Hearing late filed evidentiary documents to provide an excuse,  
8 rather than proof, as to why a decision should be rendered in their favor.

9 It is without question that the latest post-Hearing filed pleadings should not be  
10 considered, are not, and should not, be included as part of the record and considered in  
11 the Recommended Opinion and Order.

12  
13 RESPECTFULLY SUBMITTED this 18<sup>th</sup> day of July 2012

14 Payson Water Co., Inc.

15  
16 By 

17 Robert T. Hardcastle  
18 *In Propia Persona*  
19

20 ORIGINAL and 13 copies filed  
21 this 18<sup>th</sup> day July 2012, with:  
22

23 **Docket Control**  
24 **Arizona Corporation Commission**  
25 **1200 West Washington St.**  
26 **Phoenix, AZ 85007**  
27

28 And copies mailed to the following:  
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33

34 Lynn Farmer, Administrative Law Judge

1 HEARING DIVISION  
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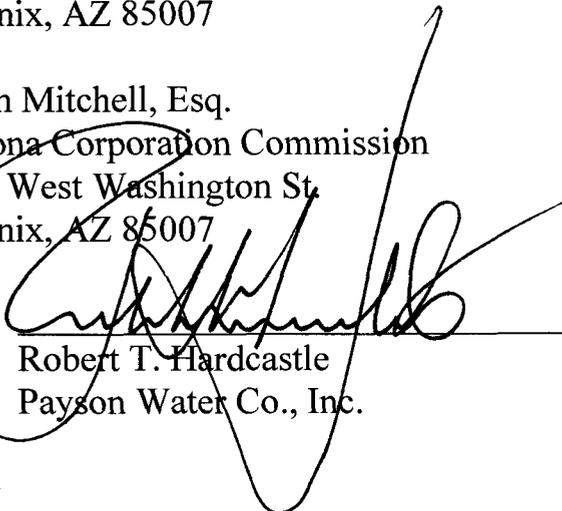
24

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38 Payson Water Co., Inc.

39

40 **END**

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