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Arizona Corporation Commission

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JAN 28 2013

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

DOCKETED BY *JM*

1 FENNEMORE CRAIG
2 A Professional Corporation
3 Todd C. Wiley (Bar No. 015358)
4 3003 North Central Avenue
5 Suite 2600
6 Phoenix, Arizona 85012-2913
7 Telephone: (602) 916-5000
8 twiley@fclaw.com

9 Attorneys for Montezuma Rimrock Water Company, LLC

10 **BEFORE THE ARIZONA CORPORATION COMMISSION**

11 IN THE MATTER OF THE APPLICATION
12 OF MONTEZUMA RIMROCK WATER
13 COMPANY, LLC FOR APPROVAL OF
14 FINANCING TO INSTALL A WATER LINE
15 FROM THE WELL ON TIEMAN TO WELL
16 NO. 1 ON TOWERS.

Docket No. W-04254A-12-0204

17 IN THE MATTER OF THE APPLICATION
18 OF MONTEZUMA RIMROCK WATER
19 COMPANY, LLC FOR APPROVAL OF
20 FINANCING TO PURCHASE THE WELL
21 NO. 4 SITE AND THE COMPANY
22 VEHICLE.

Docket No. W-04254A-12-0205

23 IN THE MATTER OF THE APPLICATION
24 OF MONTEZUMA RIMROCK WATER
25 COMPANY, LLC FOR APPROVAL OF
26 FINANCING FOR AN 8,000-GALLON
HYDRO-PNEUMATIC TANK.

Docket No. W-04254A-12-0206

IN THE MATTER OF THE RATE
APPLICATION OF MONTEZUMA
RIMROCK WATER COMPANY, LLC .

Docket No. W-04254A-12-0207

NOTICE OF APPEARANCE

21 NOTICE is hereby given of the appearance of Todd C. Wiley of the law firm of
22 Fennemore Craig as legal counsel for Montezuma Rimrock Water Company, LLC.
23 (“Company”) in this consolidated matter.

24 In response to the Procedural Order issued on December 17, 2013, undersigned
25 counsel will appear for the Company at the February 7, 2013 procedural conference. On
26 that issue, Company representative, Ms. Patricia Olsen, will be unable to attend the

1 February 7, 2013 Procedural Conference because she was recently subpoenaed by the
2 Yavapai County Attorney as a witness in a criminal hearing against Ivo Buddeke, an
3 associate of Mr. Dougherty's. A copy of that subpoena is attached. That proceeding is
4 scheduled to start on February 6, 2013 and to continue for three to four days.

5 As a result, undersigned counsel will attend the Procedural Conference on February
6 7, 2013 and will be prepared to discuss proposals for a new procedural schedule for this
7 consolidated docket.

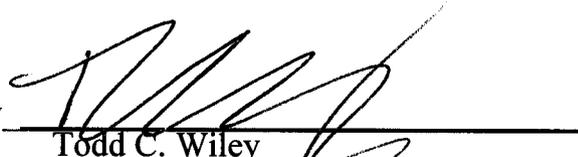
8 RESPECTFULLY SUBMITTED this 28th day of January, 2013.

9 FENNEMORE CRAIG

10

11

By



12

Todd C. Wiley
3003 North Central, Suite 2600
Phoenix, AZ 85012
Attorneys for Montezuma Rimrock Water
Company, LLC.

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17 An original and 13 copies
18 of the foregoing was filed
19 this 28th day of January, 2013,
with:

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Docket Control
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

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A copy of the foregoing
was hand delivered/mailed this
28th day of January, 2013, to:

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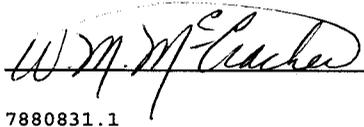
Sarah N. Harpring
Administrative Law Judge
Arizona Corporation Commission
1200 W. Washington
Phoenix, Arizona 85007

1 Steve Olea
Utilities Division
2 Arizona Corporation Commission
1200 W. Washington
3 Phoenix, Arizona 85007

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7 Dan Pozefsky
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9 Suite 220
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10 John E. Dougherty, III
11 P.O. Box 501
Rimrock, Arizona 86335

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ATTACHMENT

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA,

Plaintiff,

v.

IVO WASHINGTON BUDDEKE, III,

Defendant.

NO. V1300CR201180337

Division 7

**SUBPOENA
(Jury Trial)**

**TO: Mrs. Patricia Olsen
P.O. Box 10
Rimrock, AZ 86335**

PH 928) 300-3291

YOU ARE HEREBY ORDERED to appear at **9:00 a.m.** on **Wednesday, February 6, 2013**, at the Superior Court (Division 7) in the Yavapai County Courthouse in Prescott, Arizona, and to remain there until excused by the Judge conducting the proceeding, to give testimony on behalf of the State of Arizona.

Given under my hand this 18 day of January, 2013.

SHEILA SULLIVAN POLK
YAVAPAI COUNTY ATTORNEY

**IF YOU FAIL TO APPEAR AS
ORDERED, A WARRANT WILL
BE ISSUED FOR YOUR ARREST.**

By *Steven D. Young*
Jay K. Ireland
Deputy County Attorney

.....
PLEASE CALL CINDY AT 928-771-3344 ON MONDAY, FEBRUARY 4, 2013, BETWEEN 4:00
AND 5:00 P.M. TO CONFIRM DATE.
.....

CERTIFICATE OF SERVICE

The undersigned swears that he is qualified to service this subpoena and did so by showing the original to and informing the witness of its contents and by delivering a copy thereof to him at _____, Arizona.

Person Serving Subpoena

SUBSCRIBED AND SWORN to before me on _____, 2013.

My Commission Expires:

Notary Public

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA,

Plaintiff,

v.

IVO WASHINGTON BUDDEKE, III,

Defendant.

NO. V1300CR201180337

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Person Serving Subpoena

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Notary Public

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA,

Plaintiff,

v.

IVO WASHINGTON BUDDEKE, III,

Defendant.

NO. V1300CR201180337

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Person Serving Subpoena

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My Commission Expires:

Notary Public