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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

BOB STUMP - Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

AZ COMMISSION
DOCKET NO. W-02886A-12-0190
2013 JAN 28 PM 3 36

Arizona Corporation Commission
DOCKETED
JAN 28 2013
DOCKETED BY *JM*

IN THE MATTER OF THE APPLICATION OF
KOHL'S RANCH WATER COMPANY FOR
APPROVAL OF A RATE INCREASE.

DOCKET NO. W-02886A-12-0190

PROCEDURAL ORDER

BY THE COMMISSION:

On May 25, 2012, KRWC filed with the Commission a permanent rate case application reporting TY operating revenues of \$109,311.28 and requesting an increase in revenues of \$8,645.28, or approximately 7.90 percent. KRWC's application did not include a copy of its customer notification.

On June 1, 2012, a comment opposing the requested rate increase was filed by a KRWC customer.

On June 25, 2012, Staff issued a Letter of Insufficiency and request for additional information.

On June 27, 2012, Staff filed a Request for a Procedural Conference.

On July 10, 2012, KRWC filed amended application pages.

On July 10, 2012, a Procedural Order was issued scheduling a procedural conference to be held on July 20, 2012, at the Commission's offices in Phoenix, Arizona.

On July 20, 2012, the procedural conference proceeded as scheduled, with Staff appearing through counsel and KRWC appearing through Douglas Thorne. Mrs. Thorne also attended.

On July 20, 2012, KRWC filed additional amended application pages, a Curtailment Plan Tariff, and a Cross-Connection or Backflow Prevention Tariff.

On August 1, 2012, Staff issued a Letter of Sufficiency, stating that KRWC's application had, as of July 31, 2012, met the sufficiency requirements of A.A.C. R14-2-103 and had been classified as

1 a Class D utility.

2 On October 22, 2012, Staff issued a Staff Report recommending approval of KRWC's rate
3 application using Staff's recommended rates and charges. KRWC did not file a response to the Staff
4 Report.

5 On December 21, 2012, a notarized statement was filed showing that KRWC had mailed
6 notice of the rate application to its customers on April 24, 2012. The notice to customers stated that
7 KRWC was seeking an increase in revenues of \$11,681.13, equal to the operating loss reported by
8 KRWC.¹ The notarized statement had been submitted to Staff on June 14, 2012, but had not been
9 docketed.

10 On January 10, 2013, a Recommended Order was issued recommending that Staff's
11 recommended rates and charges be adopted, along with specified commodity rates for meter sizes for
12 which Staff had recommended monthly minimum charges but no commodity rate design.

13 On January 11, 2013, Staff filed a Supplemental Staff Report, stating that the Supplemental
14 Staff Report was in response to KRWC's comments filed shortly after and in response to the original
15 Staff Report.² In the Supplemental Staff Report, Staff recommended revised rates and charges based
16 upon a revision to Staff's recommendation for purchased power expense.

17 On January 23, 2013, KRWC's comments regarding the original Staff report were docketed.

18 KRWC has not filed any comments to the Supplemental Staff Report or any exceptions to the
19 Recommended Order issued on January 10, 2013, although the deadline for these responsive filings
20 was January 22, 2013.

21 In light of the Supplemental Staff Report, and the KRWC comments to the original Staff
22 Report filed subsequent thereto (upon which the Supplemental Staff Report appears to have been
23 based), it is necessary and appropriate for the Commission to delay consideration at Open Meeting of
24 KRWC's rate application; to issue a revised Recommended Order in this matter for consideration at a
25 subsequent Open Meeting; and to suspend the Commission's time frame to issue a Decision in this
26 matter. Additionally, it is necessary and appropriate to remind KRWC that its substantive

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28 ¹ When KRWC filed its actual application, it reduced the revenue increase requested to \$8,645.28.
² The referenced KRWC comments were apparently provided to Staff without being docketed.

1 submissions to the Commission related to its rate application (and any other future matters that may
2 arise) must be submitted to the Commission's Docket Control Center in order to be considered a
3 portion of the official record for the matter.

4 IT IS THEREFORE ORDERED that the **Commission's time frame to issue a Decision in**
5 **this matter is hereby suspended.**

6 IT IS FURTHER ORDERED that **Kohl's Ranch Water Company shall ensure that all**
7 **substantive submissions** to the Commission related to its rate application, and related to any other
8 future matters that may arise at the Commission concerning Kohl's Ranch Water Company's
9 operations as a public service corporation, **are timely filed with the Commission's Docket Control**
10 **Center.**

11 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
12 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
13 hearing.

14 DATED this 28th day of January, 2013.

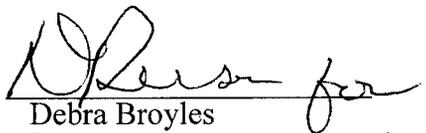
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18 SARAH N. HARPRING
ADMINISTRATIVE LAW JUDGE

19 Copies of the foregoing mailed/delivered
20 this 28th day of January, 2013 to:

21 Douglas R. Thorne
22 KOHL'S RANCH WATER COMPANY
P.O. Box 206
Payson, AZ 85547

Steven M. Olea, Director
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23 Janice Alward, Chief Counsel
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By: 
Debra Broyles
Secretary to Sarah N. Harpring