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John E. Dougherty
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Rimrock, AZ 86335
Complainant & Intervener

AZ CORP COM
DOCKET COM

BEFORE THE ARIZONA CORPORATION COMMISSION

2013 MAR 18 10:18 AM

Arizona Corporation Commission

DOCKETED

MAR 18 2013

DOCKETED BY *JM*

COMMISSIONERS

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

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

W-04254A-12-0204

IN THE MATTER OF THE APPLICATION OF
MONTEZUMA RIMROCK WATER COMPANY,
LLC FOR APPROVAL OF FINANCING TO
PURCHASE THE WELL NO. 4 SITE AND THE
COMPANY VEHICLE.

W-04254A-12-0205

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

W-04254A-12-0206

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

W-04254A-12-0207

JOHN E. DOUGHERTY,
COMPLAINANT,
V.
MONTEZUMA RIMROCK WATER
COMPANY, LLC,
RESPONDENT.

W-04254A-11-0323

IN THE MATTER OF THE APPLICATION OF
MONTEZUMA RIMROCK WATER
COMPANY, LLC FOR APPROVAL OF A
RATE INCREASE.

W-04254A-08-0361

IN THE MATTER OF THE APPLICATION OF
MONTEZUMA RIMROCK WATER
COMPANY, LLC FOR APPROVAL OF A
FINANCING APPLICATION.

W-04254A-08-0362

**MOTION TO DENY
RUCO'S MOTION TO
WITHDRAW AS
INTERVENER**

BY THE INTERVENER/COMPLAINANT

Intervener/Complainant has submitted sufficient evidence to demonstrate probable cause exists that Montezuma Rimrock violated at least three Procedural Orders and violated Arizona criminal statutes by appearing to have docketed fraudulent and forged Capital Lease agreements.

Intervener/Complainant expects to docket an additional exhibit this week demonstrating the Company knowingly and willfully docketed a fraudulent Capital Lease agreement with Financial Pacific Leasing for Arsenic Treatment equipment.

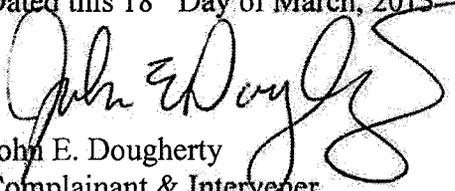
Intervener/Complainant also expects to file a corrected affidavit signed by Robin Richards of Nile River Leasing stating that Ms. Richards did not sign a separate Capital Lease agreement for an Arsenic Treatment building.

RUCO's purpose is to ensure that ratepayers are treated fairly by utilities. RUCO provided no reason for seeking to withdraw from this case.

The evidence of possible criminal conduct in conjunction with Montezuma Rimrock's 115 percent rate increase request is a penultimate example of a rate case that requires RUCO's full participation.

Intervener/Complainant respectfully moves the Administrative Law Judge to deny RUCO's motion to withdraw from this consolidated docket.

Dated this 18th Day of March, 2013


John E. Dougherty
Complainant & Intervener

Copies of the foregoing Mailed/Hand Delivered
This 18th day of March, 2013 to:

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