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BEFORE THE ARIZONA CORPORATION

COMMISSIONERS

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

Arizona Corporation Commission

DOCKETED

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IN THE MATTER OF THE APPLICATION OF
VAIL WATER COMPANY FOR A
DETERMINATION OF THE FAIR VALUE OF ITS
UTILITY PLANT AND PROPERTY AND FOR AN
INCREASE IN ITS RATES AND CHARGES
BASED THEREON.

DOCKET NO. W-01651B-12-0339

PROCEDURAL ORDER

BY THE COMMISSION:

On April 24, 2013, Vail Water Company ("VWC") and the Arizona Corporation Commission ("Commission") Utilities Division ("Staff") requested another extension of time to file Staff's Surrebuttal Testimony. The parties report that as of April 24, 2013, they are close to having a finalized Settlement Agreement that would resolve all of the issues raised in this case. If they are able to file a Settlement Agreement, Staff's Surrebuttal Testimony is not relevant. The parties hope to have a finalized Settlement Agreement to file in the docket by April 25, 2013.

In the event the parties are able to file a Settlement Agreement by April 26, 2013, the remaining schedule for filing testimony (i.e. Staff's Surrebuttal Testimony and VWC's Rejoinder Testimony) will be vacated, and instead both parties will file Testimony in support of the Settlement Agreement by May 3, 2013. In the event the parties are not able to file a Settlement Agreement by April 26, 2013, the deadline for Staff to file Surrebuttal Testimony shall be extended to April 26, 2013, and the deadline for VWC to file Rejoinder Testimony will be extended until May 3, 2013.

IT IS THEREFORE ORDERED that the **procedural schedule is modified** as follows: **in the event a Settlement Agreement is not filed by April 26, 2013, the deadline to file Staff's Surrebuttal Testimony is extended until April 26, 2013, and the deadline for VWC to file Rejoinder Testimony is extended until May 3, 2013.**

1 IT IS FURTHER ORDERED that if the parties file a Settlement Agreement by April 26,
2 2013, in lieu of filing Surebuttal and Rejoinder Testimony, both parties shall file Testimony in
3 Support of the Settlement Agreement by May 3, 2013.

4 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
5 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

6 DATED this 24th day of April, 2013.

7
8 
9 JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

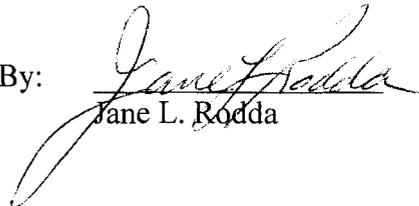
10 Copies of the foregoing mailed
11 this 24th day of April, 2013 to:

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13 Vice President
14 Vail Water Company
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20 Jane L. Rodda