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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission
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APR 02 2014

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IN THE MATTER OF THE APPLICATION OF)
PRESIDIO TRAILS DEVELOPMENT, LLC) DOCKET NO. W-02312A-13-0326
FOR DELETION OF ITS PROJECT FROM)
THE CERTIFICATE OF CONVENIENCE AND) **MOTION FOR PROCEDURAL**
NECESSITY HELD BY HALCYON ACRES) **ORDER SETTING SCHEDULE**
ANNEX NO. 2 WATER COMPANY, INC.)

In advance of the Procedural Conference scheduled for April 10, 2014, Halcyon Acres Annex No. 2 Water Company, Inc. ("Halcyon") and Presidio Trails Development, LLC ("Presidio") (jointly, the "Applicants") propose a schedule for the Commission's consideration of this matter. The Applicants' proposed schedule is outlined below.

I. Background

On September 20, 2013, Presidio filed with the Commission an application to have Presidio's apartment project deleted from Halcyon's Certificate of Convenience and Necessity ("CC&N") (the "Application"). Administrative Law Judge ("ALJ") Belinda A. Martin stayed formal proceedings in this matter via a Procedural Order filed on October 29, 2013.

On December 23, 2013, the Applicants formalized a settlement agreement regarding the issues described in the Application. As part of this settlement, Halcyon agreed to join

1 this docket as a co-applicant and support Presidio's request to have its property deleted
2 from Halcyon's CC&N.

3 The Applicants filed a status update on January 27, 2014 notifying Commission
4 Utilities Division Staff ("Commission Staff" or "Staff") and ALJ Martin of the settlement.
5 This filing also requested the joinder of Halcyon as a co-applicant with Presidio and
6 requested that the procedural stay be lifted. ALJ Martin granted both of these requests by a
7 Procedural Order dated February 11, 2014.

8 On March 13, 2014, Staff issued a sufficiency letter, initiating Staff's substantive
9 review of the Application.

10 **II. Proposed Schedule**

11 The Applicants, after conferring with Commission Staff, propose the following
12 procedural schedule for the Commission's consideration of this matter:

13 April 16, 2014 – Deadline for Halcyon to provide notice of this proceeding to
14 customers;

15 May 7, 2014 – Deadline to file motions to intervene;

16 May 21, 2014 – Deadline for Staff to issue a Staff Report and for any
17 intervenors to file pre-filed testimony;

18 May 30, 2014 – Deadline for Applicants to file responses to Staff and
19 intervenors; and

20 On or after June 9, 2014 – Hearing, if deemed appropriate by ALJ Martin.

21 Under this schedule, the Applicants hope that the Commission may be willing to consider
22 this matter at its regular Open Meeting scheduled for July 22-23, 2014.

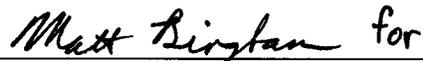
23 **III. Conclusion**

24 Development of Presidio's apartment complex is delayed until this matter is
25 resolved. The Applicants began seeking zoning approvals in 2012, only to be turned down
26 by the City of Tucson in July 2013. Presidio then immediately began pursuing this

1 alternative approach to advance its project. The Applicants respectfully request adoption of
2 this proposed schedule so that construction of the apartment complex can commence this
3 summer and not be further delayed.

4 RESPECTFULLY SUBMITTED this 2nd day of April, 2014.

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6
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21 Attorneys for Presidio Trails Development, LLC

22 ORIGINAL and thirteen (13) copies
23 of the foregoing filed this 2nd day
24 of April, 2014, with:

25 The Arizona Corporation Commission
26 Utilities Division – Docket Control
1200 W. Washington Street
Phoenix, Arizona 85007

Copy of the foregoing hand-delivered
this 2nd day of April, 2014, to:

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