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BEFORE THE ARIZONA CORPORATION COMMISSION

2014 APR -3 A 10: 57

COMMISSIONERS

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

ARIZONA CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

APR 03 2014

ORIGINAL

DOCKETED BY	
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IN THE MATTER OF THE APPLICATION)
 OF JOHNSON UTILITIES, LLC)
 DBA JOHNSON UTILITIES COMPANY FOR)
 APPROVAL OF SALE AND TRANSFER)
 OF ASSETS AND CONDITIONAL)
 CANCELLATION OF ITS CERTIFICATE OF)
 CONVENIENCE AND NECESSITY.)

Docket No.: **WS-02987A-13-0477**

**MOTION FOR EXTENSION OF
TIME TO FILE DIRECT
TESTIMONY**

The Town of Florence, by and through counsel undersigned, hereby applies to the Arizona Corporation Commission (the "Commission"), for an order granting an extension of time to file direct testimony and any related exhibits, up to and including April 15, 2014 at 4:00 P.M.

On March 14, 2014, the Hon. Teena Jibilian conducted a procedural hearing which resulted in a Procedural Order (the "March 14th Order"). As part of the March 14th Order, the Town of Florence was directed to file its Direct Testimony and any associated exhibits on or before March 28, 2014.

However, the Town of Florence did not appear, nor was it otherwise represented, at the March 14, 2014 hearing, due to the fact that the Florence Town Council had not yet authorized the filing of an application to intervene in this matter.

On March 26, 2014, a Special Meeting of the Florence Town Council was held for the purpose of consideration of the acquisition of the assets of applicant Johnson Utilities, LLC, as

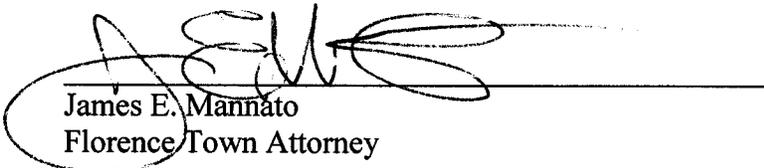
1 well as consideration of authorizing the filing of an application to intervene in this matter. The
2 agenda for the March 26, 2014 Special Meeting is attached hereto as Exhibit A.

3 Although the official minutes of the March 26, 2014 Special Meeting have not yet been
4 transcribed, the videotape record of the proceedings have been posted to the Town of Florence
5 website in accordance with the Open Meeting Law. Undersigned counsel avows that the record
6 of the proceedings reflects that the Florence Town Council voted unanimously to authorize the
7 filing of an application to intervene in this matter.

8 Accordingly, on April 2nd, 2014 undersigned counsel filed an Application to Intervene in
9 this matter on behalf of the Town of Florence.

10 Due to the fact that the necessary legal authorization to intervene in this matter was not
11 issued until March 26, 2014, it is hereby requested that the Town of Florence be allowed until
12 April 15, 2014 to file its Direct Testimony and any associated exhibits.
13

14 RESPECTFULLY SUBMITTED this 3rd day of April, 2014.

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17 James E. Mannato
18 Florence Town Attorney
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1 Original and thirteen (13) copies filed this 3rd day of April, 2014, with:

2 Arizona Corporation Commission
3 Docket Control
4 1200 W. Washington Street
5 Phoenix, AZ 85007

6 A copy of the foregoing document was mailed this
7 2nd day of April, 2014 to:

8 Lyn Farmer, Chief Administrative Law Judge
9 Hearing Division
10 Arizona Corporation Commission
11 1200 W. Washington Street
12 Phoenix, AZ 85007

13 Teena Jibilian, Administrative Law Judge
14 Hearing Division
15 Arizona Corporation Commission
16 1200 W. Washington Street
17 Phoenix, AZ 85007

18 Janice Alward, Chief Counsel
19 Legal Division
20 Arizona Corporation Commission
21 1200 W. Washington Street
22 Phoenix, AZ 85007

23 Steve Olea
24 Utilities Division
25 Arizona Corporation Commission
26 1200 W. Washington Street
27 Phoenix, AZ 85007

28 Jeffrey W. Crockett
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Chief Counsel
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Phoenix, AZ 85007

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Ryley Carlock & Applewhite
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Phoenix, AZ 85004

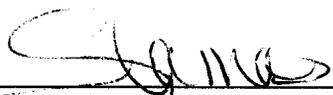

By: Stephanie Lamas

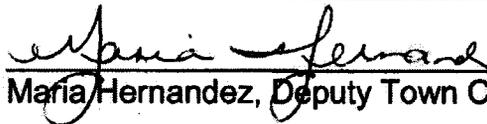
EXHIBIT A

Certification of Posting of Notice

The undersigned hereby certifies that a copy of the attached notice was duly posted at 775 North Main Street and 1000 S. Willow Street, Florence, Arizona, on 3-25-14, at 8:15 p.m.


Yvonne Hazelton, Administrative Assistant

The undersigned hereby certifies that a copy of the attached notice was duly posted on the Town website, www.florenceaz.gov, on 3/25/14, at 12:15 a.m.


Maria Hernandez, Deputy Town Clerk

**TOWN OF FLORENCE
SPECIAL MEETING
AGENDA**

PURSUANT TO A.R.S. § 38-431.02, NOTICE IS HEREBY GIVEN TO THE MEMBERS OF THE FLORENCE TOWN COUNCIL AND TO THE GENERAL PUBLIC THAT THE FLORENCE TOWN COUNCIL WILL HOLD A MEETING OPEN TO THE PUBLIC ON WEDNESDAY, MARCH 26, 2014, AT 5:00 P.M., IN THE CHAMBERS OF TOWN HALL, LOCATED AT 775 NORTH MAIN STREET, FLORENCE, ARIZONA.

1. CALL TO ORDER

- 2. ROLL CALL:** Mayor Rankin___; Vice-Mayor Smith___;
Councilmembers: Tom Celaya___; Bill Hawkins___;
Ruben Montaña___; Tara Walter___; Vallarie Woolridge___;

3. CALL TO THE PUBLIC

Call to the Public for public comment on issues within the jurisdiction of the Town Council. Council rules limit public comment to three minutes. Individual Councilmembers may respond to criticism made by those commenting, may ask staff to review a matter raised or may ask that a matter be put on a future agenda. However, members of the Council shall not discuss or take action on any matter during an open call to the public unless the matters are properly noticed for discussion and legal action.

4. ADJOURN TO EXECUTIVE SESSION

For the purpose of discussion of the public body with the Town Attorney in accordance with A.R.S. § 38-431.03(A)(4) and A.R.S 38-431.03(A)(7) regarding negotiations for the purchase of water and wastewater infrastructure including real property related thereto.

5. ADJOURN FROM EXECUTIVE SESSION

6. WORK SESSION REGARDING ACQUISITION OF THE ASSETS OF JOHNSON UTILITIES, LLC, AND SOUTHWEST ENVIROMENTAL UTILITIES, LLC.

7. NEW BUSINESS

- a. Discussion/Approval/Disapproval of authorizing the Town Manager to finalize all agreements with Johnson Utilities LLC, and Southwest Environmental Utilities, LLC, and bring back to Council for action at a later date.**
- b. Discussion/Approval/disapproval of authorizing the filing of a motion to intervene on behalf of the Town of Florence on the docket of the Arizona Corporation Commission, Docket No. WS-02987A-13-0477 with regard to Johnson Utilitties, LLC, application for approval of sale and transfer of assets and conditional cancellation of certificate of convenience and necessity.**

8. CALL TO THE PUBLIC

9. CALL TO THE COUNCIL

10.ADJOURNMENT

Council may go into Executive Session at any time during the meeting for the purpose of obtaining legal advice from the Town's Attorney(s) on any of the agenda items pursuant to A.R.S. § 38-431.03(A)(3).

POSTED THE 25th DAY OF MARCH, 2014, BY LISA GARCIA, TOWN CLERK, AT 775 NORTH MAIN STREET, 1000 SOUTH WILLOW STREET, FLORENCE, ARIZONA AND AT WWW.FLORENCEAZ.GOV.

*****PURSUANT TO TITLE II OF THE AMERICANS WITH DISABILITIES ACT (ADA), THE TOWN OF FLORENCE DOES NOT DISCRIMINATE ON THE BASIS OF DISABILITY REGARDING ADMISSION TO PUBLIC MEETINGS. PERSONS WITH A DISABILITY MAY REQUEST REASONABLE ACCOMMODATIONS BY CONTACTING THE TOWN OF FLORENCE ADA COORDINATOR, AT (520) 868-7574 OR (520) 868-7502 TDD. REQUESTS SHOULD BE MADE AS EARLY AS POSSIBLE TO ALLOW TIME TO ARRANGE THE ACCOMMODATION.*****