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MEMORANDUM

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Director
Utilities Division

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AZ CORP COMMISSION
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Arizona Corporation Commission

DOCKETED

JUN 27 2014

DATE: June 27, 2014

DOCKETED BY

RE: WATER UTILITY OF GREATER TONOPAH, INC. MOTION FOR EXTENSION OF FILING DATES (DOCKET NO. W-02450A-06-0253)

In Decision No. 70037, dated December 4, 2007, the Arizona Corporation Commission (“A.C.C.” or “Commission”) approved the application of Water Utility of Greater Tonopah, Inc. (“WUGT” or “Company”) for an extension of its Certificate of Convenience and Necessity (“CC&N”) to provide water utility service in Arizona. As part of Decision No. 70037 and, most recently Decision No. 71516, the Commission ordered WUGT to docket the following Compliance items:

Item	Compliance Item Description
a)	Certificate of Approval of Construction for its water source, treatment plant, storage tanks and water distribution system and a copy of the Discharge Authorization Letter related to its proposed water treatment plant.
b)	Designation of Assured Water Supply (“DAWS”) or Certificate of Assured Water Supply (“CAWS”).

Item (a) was due on December 4, 2013, and item (b) was due on December 31, 2012.

On December 4, 2013, WUGT filed a “Motion for Extension of Time” seeking to extend the December 4, 2013 due date for item (a) until December 4, 2018. On February 12, 2013, the Company filed a motion for extension of time seeking to extend the December 31, 2012 due date on item (b) until December 15, 2015. The applications state that the Company has spent “significant time and funds” on the development but that it has not proceeded due to the “well-known economic conditions” in Arizona. On February 4, 2014, Staff communicated to WUGT that the application remained incomplete for processing due to lack of request for service letter(s).

Staff contacted Mr. Timothy Sabo, Attorney for WUGT, to discuss the extension request. Mr. Sabo confirmed that the updated request for service letters (that had been long pending) were finally docketed on April 15, 2014. Mr. Sabo also added that the Company now seeks an extension until December 15, 2016 for item (b) rather than the December 15, 2015 date outlined in the application. Based on this, WUGT’s current requests for extension of time with proposed extension dates are as follows:

Item	Compliance Item Description	Current Deadline (Dec. No. 71516)	Proposed WUGT Extension Request
a)	Certificate of Approval of Construction (AOC) for its water source, treatment plant, storage tanks and water distribution system and a copy of the Discharge Authorization Letter relating to its proposed water treatment plant.	December 4, 2013	December 4, 2018
b)	Designation of Assured Water Supply (“DAWS”) or Certificate of Assured Water Supply (“CAWS”).	December 31, 2012	December 15, 2016

Staff notes that the AOC/Discharge Authorization Letter application was made on the day of the due date and that the DAWS/CAWS application was made more than five weeks after the due date. Staff therefore recommends that the Company be required to file requests for extensions of time (if it is allowed to do so in the future) at least 90 days prior to the existing due date.

Staff does not object to an extension of time to the deadlines for items (a) and (b). However, Staff recommends that an extension of time for both items (a) and (b) be granted until December 31, 2016, only. Staff further recommends that no further extensions be granted in this matter, especially if the extension application is filed later than 90 days prior to the due date.

SMO:BKB:vsc

Originator: Brian K. Bozzo

SERVICE LIST FOR: WATER UTILITY OF GREATER TONOPHA, INC.
DOCKET NO.: W-02450A-0-0253

Michael W. Patten
Timothy J. Sabo
ROSHKA, DEWULF & PATTEN, PLC
One Arizona Center
400 East Van Buren Street, Suite 800
Phoenix, Arizona 85004
Attorneys for Water Utility of Greater Tonopah, Inc.