

# INTERVENTION



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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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

ARIZONA CORP. COMMISSION  
DOCKET CONTROL

**ORIGINAL**

IN THE MATTER OF THE APPLICATION OF EPCOR WATER ARIZONA INC., AN ARIZONA CORPORATION, FOR A DETERMINATION OF THE CURRENT FAIR VALUE OF ITS UTILITY PLANT AND PROPERTY AND FOR INCREASES IN ITS RATES AND CHARGES FOR UTILITY SERVICE BY ITS MOHAVE WATER DISTRICT, PARADISE VALLEY WATER DISTRICT, SUN CITY WATER DISTRICT, TUBAC WATER DISTRICT, AND MOHAVE WASTEWATER DISTRICT.

DOCKET NO. WS-01303A-14-0010

**PETITION TO INTERVENE**

Arizona Corporation Commission

**DOCKETED**

JUL 1 2014

DOCKETED BY

**PETITION TO INTERVENE OF SANCTUARY CAMELBACK MOUNTAIN RESORT & SPA, JW MARRIOTT CAMELBACK INN, AND OMNI SCOTTSDALE RESORT & SPA AT MONTELUCCIA**

Sanctuary Camelback Mountain Resort & Spa (“Sanctuary”), JW Marriott Camelback Inn (“Camelback Inn”), and Omni Scottsdale Resort & Spa at Montelucia (“Montelucia”) (collectively, “Petitioners”) by and through their undersigned counsel, and pursuant to R14-3-105, hereby respectfully requests the Arizona Corporation Commission (“Commission”) issue an order granting it leave to intervene in the above-referenced docket. As part of this Petition, Petitioners state the following:

1. EPCOR Water Arizona Inc., (“EPCOR”) is an Arizona public service corporation engaged in providing water and wastewater utility service in several different

1 parts of Arizona, including the Paradise Valley Water District (“Paradise Valley”),  
2 pursuant to a Certificate of Convenience and Necessity granted by the Commission.

3 2. On March 10, 2014, EPCOR filed an Application for an order establishing  
4 the fair value of its plant and property used for the provision of public water and  
5 wastewater utility service and the approval of just and reasonable rates for various water  
6 and wastewater districts including Paradise Valley.

7 3. Petitioners are commercial customers of EPCOR within Paradise Valley and  
8 as such, will be directly and substantially affected by the issues raised and the decisions  
9 made in this docket, including the request to raise commercial rates therein. If EPCOR’s  
10 rates and charges are approved as proposed, the cost of utility service to Petitioners could  
11 be substantially impacted. As a result, Petitioners have a substantial and vital interest in  
12 the outcome of this proceeding which cannot be adequately represented by any other  
13 party. Granting Petitioners intervenor status will not delay this proceeding, unduly  
14 broaden the issues or prejudice EPCOR.

15 4. Petitioners intend to address whether the charges to EPCOR’s rates are just  
16 and reasonable, including the impact of the rate increase and rate design.

17 5. **Name and Address of Petitioners:**

18 A. Sanctuary Camelback Mountain Resort & Spa  
19 5700 E. McDonald Drive  
20 Paradise Valley, AZ 85253  
Attn: Michael T. Surguine, Vice President and General Manager

21 B. JW Marriott Camelback Inn  
22 5402 E. Lincoln Drive  
23 Scottsdale, AZ 85253  
Attn: Jim Rose, General Manager

24 C. Omni Scottsdale Resort & Spa at Montelucia  
25 4949 E. Lincoln Drive  
26 Paradise Valley, AZ 85253  
Attn: Paul Eckert, Managing Director

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6. **Name and Address of Attorneys Representing Petitioners:**

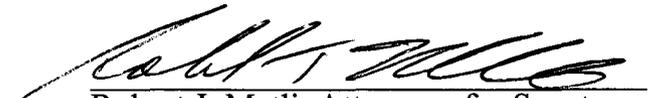
Service of all documents or pleadings should be made to these petitioners' counsel at the following address:

Robert J. Metli, Esq.  
Munger Chadwick, P.L.C.  
2398 East Camelback Road, Suite 240  
Phoenix, AZ 85016  
Telephone: 602-358-7348 Fax: 602-441-2779  
Email: [rjmetli@mungerchadwick.com](mailto:rjmetli@mungerchadwick.com)

WHEREFORE, Petitioners respectfully requests that the Commission issue an Order granting Petitioners intervention in the above-captioned proceeding.

RESPECTFULLY SUBMITTED this 1<sup>st</sup> day of July, 2014.

MUNGER CHADWICK, P.L.C.

  
Robert J. Metli, Attorneys for Sanctuary  
Camelback Mountain Resort & Spa, JW  
Marriott Camelback Inn, and Omni  
Scottsdale Resort & Spa at Montelucia

Original and 13 copies filed this 1<sup>st</sup> day of July, 2014, with:

Docket Control  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

Copy of the foregoing mailed/hand-delivered this 1<sup>st</sup> day of July, 2014, to:

Lyn Farmer, Chief Administrative Law Judge  
Hearing Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

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All Parties of Record

  
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