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OPEN MEETING AGENDA ITEM

BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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SUSAN BITTER SMITH

Arizona Corporation Commission

**DOCKETED** 2014 JUL 2 PM 4:53

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**ORIGINAL**

IN THE MATTER OF THE APPLICATION  
OF JOHNSON UTILITIES, L.L.C., DBA  
JOHNSON UTILITIES COMPANY FOR AN  
INCREASE IN ITS WATER AND  
WASTEWATER RATES FOR CUSTOMERS  
WITHIN PINAL COUNTY, ARIZONA.

**DOCKET NO. WS-02987A-08-0180**

**PETITION TO AMEND DECISION 71854  
PURSUANT TO A.R.S. § 40-252**

Pursuant to A.R.S. § 40-252, Johnson Utilities L.L.C. ("Johnson Utilities" or the "Company") hereby petitions the Arizona Corporation Commission (the "Commission") to amend Decision 71854, dated August 25, 2010 to include language that clarifies the Company's duties and responsibilities as it relates the Central Arizona Groundwater Replenishment District ("CAGR") account, specifically condition No. 3. The Company requests the Commission grant the relief requested which will be detailed below.

**INTRODUCTION**

The CAGR collects its assessments in two ways dependent upon the water service provider. When water service is provided by a non-designated utility (such as Global Water), the CAGR assessment shows up on the property tax bill of the property owner. In areas where water is provided by a designated utility (such as Johnson Utilities), the assessment is billed to the utility. In Decision 71854, the Commission approved, for the first time, an adjustor that would allow for the Company to treat the CAGR assessment as a pass through in accordance with the eight conditions put forth by Commission Staff. After implementing the policy for the last few

1 years, Staff and the Company have determined that the adjustor works as it should but one of the  
2 conditions needs to be changed in order for the Company to address a previously unanticipated  
3 CAGRDR payment shortfall. .

4  
5 REQUESTED RELIEF

6 As the adjustor has been implemented, it has become increasingly obvious that one of the  
7 eight conditions needed to be amended. The Company has participated in several meetings with  
8 Staff over the last year and have arrived at language which the Company and Staff agree should  
9 be included in the order. In the current Decision, condition 3 reads as follows:  
10

11 # 3. The only time the Company can withdraw money from the CAGRDR Account is to pay the  
12 annual CAGRDR fee to the CAGRDR, which is due on October 15th of each year.

13 The Company would respectfully request that Condition 3 be amended to read as follows:

14 #3. The only time the Company can withdraw money from the CAGRDR Account is to pay the  
15 annual CAGRDR fee to the CAGRDR, which is due on October 15th of each year, or to reimburse  
16 the Company for advancing a shortfall in the CAGRDR Account needed to make the previous  
17 year's CAGRDR payment. In the event of a shortfall, the Company shall only reimburse itself by  
18 withdrawing each month from the CAGRDR Account an amount not to exceed 1/12th of the  
19 shortfall advanced by the Company until the full amount of any advance has been returned to the  
20 Company.

21 This change ensures the Company will be able to administratively address CAGRDR  
22 funding shortfalls by allowing for a true up of any such under recoveries associated with this  
23 account on a yearly basis. The Company respectfully request that the relief requested above is  
24 granted.  
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RESPECTFULLY submitted this 2<sup>nd</sup> day of July, 2014.



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Garry D. Hays  
The Law Offices of Garry D. Hays, PC  
1702 East Highland Avenue, Suite 204  
Phoenix, Arizona 85016  
Attorney for Johnson Utilities

ORIGINAL and thirteen (13) copies of the foregoing filed this 2<sup>nd</sup> day of July, 2014, with:

Docket Control  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

Copy of the foregoing hand-delivered/mailed This 2<sup>nd</sup> day of July, 2014, to:

Lyn Farmer, Chief Administrative Law Judge  
Hearing Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

Janice Alward, Chief Counsel  
Legal Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007  
Steve Olea, Director  
Utilities Division  
ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

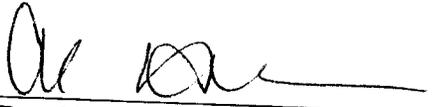
COPY of the foregoing sent via e-mail and first class mail this 2<sup>nd</sup> day of July, 2014, to:

Daniel W. Pozefsky, Chief Counsel  
RESIDENTIAL UTILITY CONSUMER OFFICE  
1110 W. Washington Street, Suite 220  
Phoenix, Arizona 85007

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Craig A. Marks, Esq.  
Craig A. Marks, PLC  
10645 North Tatum Boulevard  
Suite 200-676  
Phoenix, Arizona 85028

James E. Mannato, Town Attorney  
TOWN OF FLORENCE  
P.O. Box 2670  
775 North Main Street  
Florence, Arizona 85028



By: Chantelle Herget