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BEFORE THE ARIZONA CORPORATION COMMISSION
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2014 JUL 11 P 2:43

ARIZONA CORPORATION COMMISSION
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Arizona Corporation Commission
DOCKETED

JUL 11 2014

DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
UTILITY SOURCE, LLC, AN ARIZONA
CORPORATION, FOR A DETERMINATION OF
THE FAIR VALUE OF ITS UTILITY PLANTS
AND PROPERTY AND FOR INCREASES IN ITS
WATER AND WASTEWATER RATES AND
CHARGES FOR UTILITY SERVICE BASED
THEREON.

DOCKET NO. WS-04235A-13-0331

ORIGINAL

PROCEDURAL ORDER
(Sets Procedural Conference)

BY THE COMMISSION:

On September 27, 2013, Utility Source, LLC (“Utility Source”) filed with the Arizona Corporation Commission (“Commission”) an application for a determination of the current fair value of its utility plants and property and for increases in its rates and charges for water and wastewater utility service provided to customers in the Company’s service area in Coconino County, Arizona. Utility Source’s application uses a test year ending December 31, 2012 (“TY”). The vast majority of Utility’s Source’s customers are residential customers served by 3/4-inch water meters. Utility Source’s wastewater rates use each customer’s water meter size and water consumption data to establish each month’s wastewater charges, and Utility Source proposes in its application to add monthly minimum charges for wastewater services, based on water meter size.

On October 24, 2013, Staff filed a Letter of Sufficiency indicating that Utility Source’s application met the sufficiency requirements outlined in A.A.C. R14-2-103 and classifying Utility Source as a Class C utility.

On October 29, 2013, a Procedural Order was issued scheduling a Procedural Conference to discuss discrepancies within the application that made it impossible to provide accurate notice of the impacts of Utility Source’s proposed rates and charges for some customers. The Procedural Order suspended the timeclock in this matter.

1 A Procedural Conference was held on November 12, 2013, and Utility Source agreed to file
2 an amended application.

3 On January 9, 2014, Utility Source filed an Amended Rate Application in response to issues
4 raised in the original application.

5 On March 6, 2014, Staff filed a Letter of Sufficiency indicating that Utility Source's
6 application met the sufficiency requirements outlined in A.A.C. R14-2-103 and classifying Utility
7 Source as a Class C utility.

8 On March 14, 2014, by Procedural Order, this matter was set for hearing to commence on
9 August 19, 2014, and other procedural deadlines were established.

10 On April 24, 2014, Utility Source filed a Notice of Customer Mailing.

11 On April 30, 2014, Utility Source filed a Notice of Filing Certificate of Publication, providing
12 that the prescribed notice had been published in the *Arizona Daily Sun* on April 18, 2014.

13 On July 1, 2014, Erik Nielsen filed a Motion to Intervene dated June 28, 2014.

14 On July 7, 2014, the Residential Utility Consumer Office ("RUCO") filed an Application to
15 Intervene and Motion to Modify the Procedural Schedule.

16 Also on July 7, 2014, Terry Fallon filed a Motion to Intervene dated July 2, 2014.

17 On July 9, 2014, Utility Source filed a Response to RUCO's Application to Intervene, stating
18 that the request is untimely and prejudicial and should be denied.

19 On July 10, 2014, Staff filed a Request to Modify the Procedural Schedule.

20 On July 11, 2014, Staff filed a Request for a Procedural Conference or a Stay, stating that
21 several new issues have come to light and Staff needs time for additional discovery and to prepare
22 direct testimony. Staff's Request stated that RUCO and the other intervenors support this request,
23 but that Utility Source disagrees with Staff's request.

24 Accordingly, a Procedural Conference should be held to discuss these motions, and the
25 timeclock and procedural schedule should be stayed pending a ruling on these motions.

26 IT IS THEREFORE ORDERED that a **Procedural Conference** shall be held in this matter on
27 **July 15, 2014, at 10:00 a.m.**, or as soon thereafter as is practicable, in Hearing Room No. 2 at the
28 Commission's offices, 1200 West Washington, Phoenix, Arizona 85007.

1 IT IS FURTHER ORDERED that the timeclock and procedural schedule in this matter are
2 stayed pending a ruling on these motions.

3 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules
4 31, 38, 42 and A.R.S. §40-243 with respect to practice of law and admission *pro hac vice*.

5 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
6 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona
7 Supreme Court Rule 42). Representation before the Commission includes appearances at all hearings
8 and procedural conferences, as well as all Open Meetings for which the matter is scheduled for
9 discussion unless counsel has previously been granted permission to withdraw by the Administrative
10 Law Judge or the Commission.

11 IT IS FURTHER ORDERED that the time periods specified herein shall not be extended
12 pursuant to Rule 6(a) or (e) of the Rules of Civil Procedure.

13 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
14 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

15 DATED this 11th day of July, 2014.

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18 SARAH N. HARPRING
ADMINISTRATIVE LAW JUDGE

19 Copies of the foregoing mailed
this 11th day of July, 2014 to:

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