

ORIGINAL

TRS 8, LLC



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Arizona Corporation Commission
1200 West Washington Street
Phoenix, AZ 85007

ARIZONA CORPORATION COMMISSION
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JUL 23 2014

RE: Liberty Utilities (Litchfield Park Water and Sewer), Corp.
Docket No. W-01427A-14-0134 &
Docket No. SW-01428A-14-0180

DOCKETED BY

Dear Commissioners and Staff:

On March 20, 2014 El Paso and TRS 8 jointly requested, by letter, both water and sewer service from Liberty Utilities (Litchfield Park Water & Sewer) Corp. ("Liberty") for the project know as Marbella Ranch. The Marbella Ranch property is currently owned by El Paso Natural Gas Company, L.L.C. ("El Paso"). TRS 8, LLC ("TRS 8") is under contract to purchase the property from El Paso and expects to close the purchase on September 30, 2014.

On April 17, 2014, Liberty filed with the Arizona Corporation Commission ("Commission"), in Docket No. W-01427A-14-0134, an application requesting that the Commission approve an extension of its current Certificate of Convenience and Necessity ("CC&N") to provide water utility service to Marbella Ranch ("Water Application").

On June 3, 2014, Liberty filed with the Commission, in Docket No. SW-01428A-14-0180, an application requesting that the Commission approve an extension of its current sewer CC&N to provide sewer utility service to Marbella Ranch ("Sewer Application").

On July 10, 2014 Valley Utilities Water Company ("Valley Utilities") filed an application for an extension of their CC&N to provide water utility service ("Competing Application") to Marbella Ranch.

On July 15, 2014 Valley filed a Request for Procedural Conference to discuss potential scheduling issues given the filing of their Competing Application. On July 17, 2014 Judge Paternoster issued a Procedural Order scheduling a procedural conference on July 24, 2014 to discuss the issues raised by Valley Utilities.

As landowner and developer of Marbella Ranch, TRS 8 is directly impacted by these proceedings and wishes to make the Commission aware of the following:

- TRS 8 has requested that Liberty provide integrated water and sewer services to Marbella Ranch. TRS 8 has not requested water service from Valley Utilities.
- TRS 8 supports the Water Application and Sewer Application filed by Liberty and opposes the Competing Application filed by Valley Utilities.

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- TRS 8 opposes any delay in the procedural schedule set forth in Judge Paternoster's Procedural Order dated July 10, 2014 for the Liberty water and sewer CC&N applications.
- In structuring the purchase and financing of the purchase of the Marbella Ranch property, TRS 8 has relied on Commission Rules regarding the time frame for processing CC&N applications and the dates set forth in Judge Paternoster's Procedural Order dated July 10, 2014.
- If the procedural schedule is delayed, the development of Marbella Ranch is likely to be delayed and TRS 8 is likely to incur significant negative financial impact.

Sincerely,

**John
Wittrock**

Digitally signed by John Wittrock
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John Wittrock
Manager TRS 8, LLC

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