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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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COMMISSIONERS

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

IN THE MATTER OF THE APPLICATION OF ARIZONA-AMERICAN WATER COMPANY, 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 BASED THEREON FOR UTILITY SERVICE BY ITS ANTHEM WATER DISTRICT AND ITS SUN CITY WATER DISTRICT.

DOCKET NO. W-01303A-09-0343

ORIGINAL

IN THE MATTER OF THE APPLICATION OF ARIZONA-AMERICAN WATER COMPANY, 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 BASED THEREON FOR UTILITY SERVICE BY ITS ANTHEM/AGUA FRIA WASTEWATER DISTRICT, ITS SUN CITY WASTEWATER DISTRICT AND ITS SUN CITY WEST WASTEWATER DISTRICT.

DOCKET NO. SW-01303A-09-0343

ANTHEM COMMUNITY COUNCIL'S REPLY TO VERRADO COMMUNITY ASSOCIATION, INC.'S RESPONSE TO ANTHEM COMMUNITY COUNCIL'S MOTION TO STAY PROCEEDINGS

Anthem Community Council ("Anthem"), through its undersigned counsel, submits the following Reply to Verrado Community Association, Inc.'s ("Verrado") August 19, 2014 Response to Anthem Community Council's Motion to Stay Proceedings ("Response"). In that regard, and as a part of its Reply, Anthem herein incorporates by reference its August 12, 2014 Motion to Stay Proceedings and Attachment A thereto (collectively "Motion").

In essence, Verrado's request for denial of Anthem's Motion is predicated upon an assumption that the Commission in issuing Decision No. 74588 has already concluded that some form of "interim rate relief" to ratepayers within the Agua Fria rate district should be granted in the immediate future. In point of fact, the Commission has not as yet made such a determination. Nor,

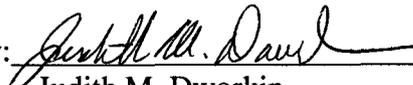
1 has the Commission as yet made a determination that any long term form of rate relief altering the
2 current rate situation should be undertaken. In that regard, Verrado appears to reluctantly concede
3 “that more updated information regarding customer counts and rate elements is desirable” before
4 undertaking major rate restructuring; and, Anthem submits that any alteration of the existing rate
5 situation should not be undertaken without the Commission having available to it updated
6 customer count and billing information, as well as appropriate underlying cost of service studies.

7 In addition, on the one hand, Verrado represents that Anthem’s Motion should be denied in
8 order that the procedural schedule set forth in the Commission’s August 18, 2014 Procedural Order
9 may be implemented “without delay so that due process is afforded to EPCOR Arizona Water, Inc.
10 (‘Epcor’) and the affected customers.” On the other hand, what Verrado appears to conveniently
11 ignore is that for all practical purposes the “interim rate relief” it has in mind would be in the form
12 of rate reconsolidation of the Anthem Wastewater District and the Agua Fria Wastewater District.
13 Needless to say, such reconsolidation at this time would deny to Anthem wastewater ratepayers
14 (i) that relief provided for in the Commission’s thoughtfully deliberated and carefully reasoned
15 Decision No. 73227, and (ii) that substantive “due process” which the deconsolidation ordered in
16 said decision (and contemplated in Decision No. 72047) was intended to achieve.

17 In conclusion, for the reasons discussed above, and in Anthem’s August 12, 2014 Motion,
18 Anthem submits that the Commission should immediately enter an order granting Anthem’s
19 Motion. Absent such an order, the proceedings contemplated by the Commission’s August 18,
20 2014 Procedural Order will continue to unfold down an open-ended path built upon a road bed of
21 outdated and potentially meaningless information.

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23 DATED this 21st day of August, 2014.

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25 Respectfully submitted,

26 By: 
27 Judith M. Dworkin

28 Attorneys for Anthem Community Council

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17
18
19
20
21
22
23
24
25
26
27
28

Judith M. Dworkin
Roxann S. Gallagher
Sacks Tierney PA
4250 N. Drinkwater Blvd., 4th Floor
Scottsdale, Arizona 85251-3693

and

Lawrence V. Robertson, Jr.
Of Counsel to Munger Chadwick
P.O. Box 1448
Tubac, Arizona 85646-1448

ORIGINAL AND THIRTEEN (13) COPIES
of the foregoing Hand-Delivered
for FILING this 21st day of August, 2014 to:

Docket Control
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, AZ 85007

and COPY of the foregoing mailed or e-mailed
this 21st day of August, 2014, to:

Dwight D. Nodes, Administrative Law Judge
Hearing Division
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, AZ 85007

Lyn Farmer, Chief Administrative Law Judge
Lfarmer@azcc.gov
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, AZ 85007

Janice M. Alward, Chief Counsel
JAlward@azcc.gov
Maureen Scott, Esq.
MScott@azcc.gov
Legal Division
Arizona Corporation Commission
1200 W. Washington
Phoenix, AZ 85007-2927

- 1 Steve Olea, Director
SOlea@azcc.gov
- 2 Utilities Division
Arizona Corporation Commission
3 1200 W. Washington Street
Phoenix, AZ 85007
- 4 Daniel Pozefsky
5 DPozefsky@azruco.gov
RUCO
6 1110 W. Washington St., Suite 220
Phoenix, AZ 85007
- 7 Greg Patterson, Esq.
8 gpatterson3@cox.net
9 916 W. Adams, Suite 3
Phoenix, AZ 85007
Attorneys for WUAA
- 10 Bradley J. Herrema, Esq.
11 BHerrema@bhfs.com
Brownstein Hyatt Farber Schreck, LLP
12 21 E. Carrillo Street
Santa Barbara, CA 93101
13 Attorneys for Anthem Golf and Country Club
- 14 Norman D. James, Esq.
njames@fclaw.com
- 15 Jay L. Shapiro, Esq.
jshapiro@fclaw.com
- 16 Patrick Black, Esq.
pblack@fclaw.com
- 17 Fennemore Craig
3003 N. Central Avenue, Suite 2600
18 Phoenix, AZ 85012
Attorneys for DMB White Tank, LLC
- 19
- 20 Joan S. Burke, Esq.
joan@jsburkelaw.com
Law Office of Joan S. Burke
21 1650 N. First Avenue
Phoenix, AZ 85003
22 Attorneys for Mashie, LLC, dba Corte Bella Golf Club
- 23 Dan Neidlinger
dneid@cox.net
- 24 Neidlinger & Associates, Ltd.
3020 N. 17th Drive
25 Phoenix, AZ 85012
- 26 Frederick G. Botha
23024 N. Giovata Drive
27 Sun City West, AZ 85375
- 28

- 1 Troy B. Stratman, Esq.
TStratman@mackazlaw.com
- 2 Mack Drucker & Watson, P.L.C.
3200 North Central Avenue, Suite 1200
- 3 Phoenix, Arizona 85012
- 4 Gary Verburg, City Attorney
gary.verburg@phoenix.gov
- 5 Daniel L. Brown, Assistant City Attorney
Cythia S. Campbell, Assistant City Attorney
- 6 cythia.campbell@phoenix.gov
Office of The City Attorney
- 7 200 W. Washington, Suite 1300
Phoenix, AZ 85003
- 8 Michele Van Quathem
9 Ryley Carlock & Applewhite
One North Central
10 Suite 1200
Phoenix, AZ 85004-4417
- 11 Chad Kaffer
12 3200 N. Central Ave., Suite 1200
Phoenix, AZ 85012
- 13 Craig & Nancy Plummer
14 17174 W. Saguaro Ln.
Surprise, Arizona 85388
- 15 Nicholas Mascia
16 1600 W. Broadway Rd., 200
Tempe, Arizona 85282
- 17 Mike Albertson
18 6634 N. 176th Ave.
Waddell, Arizona 85355
- 19 Jim Weihman
20 17200 W. Bell Rd.
Surprise, Arizona 85374
- 21 Michael Bailey
22 16000 N. Civic Center Plaza
Surprise, Arizona 85374
- 23 Kevin Chiariello
24 16074 W. Christy
Surprise, Arizona 85379
- 25 Brian O'Neal
26 21373 W. Brittle Bush Ln.
27 Buckeye, Arizona 85396
- 28

- 1 Thomas and Laurie Decatur
924 Torridon Ct.
- 2 Pickerington, Ohio 43147
- 3 Peggy Rahkola
17221 N. Citrus
- 4 Surprise, Arizona 85374
- 5 Kenneth Hewitt
18729 N. Palermo Court
- 6 Surprise, Arizona 85387
- 7 Peter Corpus
Rochanee Corpus
- 8 8425 N. 181st Drive
Waddell, Arizona 85355
- 9 Robert Metli
2398 E. Camelback Rd., Ste. 240
- 10 Phoenix, Arizona 85016
- 11 Thomas Campbell Michael Hallam
12 Lewis Roca Rothgerber, LLP
201 East Washington Street, Suite 1200
- 13 Phoenix, Arizona 85004
- 14 Tammy Ryan
200 West Washington, 9th Fl
- 15 Phoenix, Arizona 85003
- 16 Lynn Krupnik
6720 North Scottsdale Rd., Ste 261
- 17 Scottsdale , Arizona 85253
- 18 George Turner
P O Box 12560
- 19 Glendale, Arizona 85318
- 20 Craig Marks
10645 N. Tatum Blvd.
- 21 Suite 200-676
Phoenix, AZ 85028
- 22 Andrew Miller
6401 E. Lincoln Drive
- 23 Paradise Valley, AZ 85253
- 24 Scottsdale Citizens for Sustainable Water
7322 East Cactus Wren Road
- 25 Scottsdale, Arizona 85250-4526
- 26 Phillip Cook
10122 West Signal Butte Circle
- 27 Sun City, AZ 85373
- 28

- 1 Larry Woods
15141 West Horseman Lane
- 2 Sun City West, AZ 85375
- 3 Larry Woods
13815 East Camino Del Sol
- 4 Sun City West, AZ 85375
- 5 W.R. Hansen
12302 West Swallow Drive
- 6 Sun City West, AZ 85375
- 7 Marshall Magruder
P.O. Box 1267
- 8 Tubac, AZ 85646
- 9 William Lipscomb
14976 W. Bottletree Ave.
- 10 Surprise, AZ 85374
- 11 Coash & Coash
1802 North 7th Street
- 12 Phoenix, AZ 85006
- 13 Jeanne Stockard
4742 N. 24th Street, Suite 325
- 14 Phoenix, AZ 85016
- 15 Jerome Ellison II
P.O. Box 25466
- 16 Tempe, Arizona 85285-5466
- 17 Susan Harr
13201 N. 35th Ave., Suite B-3
- 18 Phoenix, AZ 85029
- 19 Jared Evenson
1600 W. Broadway Rd., Suite 200
- 20 Tempe, AZ 85282
- 21 Dana Rosenbaum
P.O. Box 25466
- 22 Tempe, AZ 85285-5466
- 23 Timothy Duffy
Cindy J. Duffy
- 24 19997 N. Half Mood Drive
- 25 Surprise, AZ 85374
- 26 Mike Smith
15396 N. 83rd Ave., Bldg. B.
- 27 Suite 101
- 28 Peoria, AZ 85381

1 Garry Hayes
1702 E. Highland Avenue
2 Suite 204
Phoenix, AZ 85016

3 Jan Garcia
4 1600 W. Broadway Rd., Suite 200
Tempe, AZ 85282

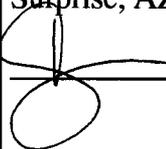
5 Jim Oravetz
6 1600 W. Broadway Rd., Suite 200
Tempe, AZ 85282

7 Owen Dejanovich
8 P.O. Box 72
Waddell, Arizona 85355

9 Stan Mucha
10 17300 N. Sun Valley Parkway
Surprise, Arizona 85374

11 William and Erin Parr
12 18044 W. Georgia Ct.
Litchfield Park, AZ 85034

13 Sharon Wolcott
14 20117 N. Painted Cove Lane
Surprise, AZ 85387

15 
16 _____

17
18
19
20
21
22
23
24
25
26
27
28