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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

BOB STUMP - Chairman
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2014 OCT 28 P 2: 10

Arizona Corporation Commission

DOCKETED

OCT 28 2014

ARIZONA CORPORATION COMMISSION
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DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
CIRCLE CITY WATER COMPANY, LLC FOR AN
EXTENSION OF ITS EXISTING CERTIFICATE
OF CONVENIENCE AND NECESSITY FOR
WATER SERVICE.

DOCKET NO. W-03510A-13-0397

PROCEDURAL ORDER
(Schedules Procedural Conference)

BY THE COMMISSION:

On November 19, 2013, Circle City Water Company, L.L.C. ("Circle City") filed with the Arizona Corporation Commission ("Commission") an application requesting approval to delete portions of its Certificate of Convenience and Necessity ("CC&N") and to delete the requirement for Circle City in its next file a rate case filing to demonstrate that its existing customers have been positively impacted by the addition of new water facilities necessary to serve the extension area, pursuant to Decision No. 68246 (October 25, 2005). Circle City's application requests deletion of portions of its CC&N encompassing two developments known as Lake Pleasant 5000 and Warrick 160. Circle City's application states that the developments are not viable and that service in the CC&N area will not be necessary in the foreseeable future.

On December 31, 2013, intervention was granted to Lake Pleasant 5000, L.L.C. ("LP5K").

On March 12, 2014, intervention was granted to Rex G. Maughan and Ruth G. Maughan, Trustees of the Maughan Revocable Trust of 2007 ("MRT").

On September 29, 2014, LP5K filed a Notice of Filing a letter from the Principals of LP5K to Circle City.

On October 17, 2014, the Commission's Utilities Division ("Staff") filed a Staff Report, recommending denial of the Company's application to delete portions of its CC&N, but recommending approval of the requirement contained in Decision No. 68246.

On October 21, 2014, Staff filed an amended Staff Report, correcting typographical errors

1 contained within the report. Staff's recommendations remained unchanged.

2 On October 23, 2014, Circle City filed a Motion and Request for Procedural Conference,
3 requesting that the matter be set for hearing and that other procedural deadlines be established.

4 Accordingly, a procedural conference should be scheduled to determine a procedural schedule
5 for this matter.

6 IT IS THEREFORE ORDERED that a procedural conference shall be held on November
7 10, 2014, at 10:00 a.m., or as soon thereafter as is practical at the Commission's offices, 1200
8 West Washington Street, Hearing Room No. 1, Phoenix, Arizona 85007.

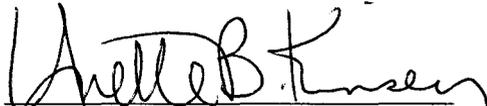
9 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules
10 31 and 38 and A.R.S. § 40-243 with respect to the practice of law and admission *pro hac vice*.

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

17 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
18 Communications) applies to this proceeding and shall remain in effect until the Commission's
19 Decision in this matter is final and non-appealable.

20 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,
21 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at
22 hearing.

23 DATED this 23rd day of October, 2014.

24
25
26 
27 YVETTE B. KINSEY
28 ADMINISTRATIVE LAW JUDGE

1 Copies of the foregoing mailed
2 this 28th day of October, 2014 to:

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