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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

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

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

BY THE COMMISSION:

On September 27, 2013, Utility Source, LLC ("Utility Source" or "Company") 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.

On July 16, 2014, a Procedural Order was issued scheduling, among other things, a prehearing conference on November 13, 2014, at 10:00 a.m.¹

On October 31, 2014, the Company filed a Motion to Reschedule Procedural Conference requesting that the prehearing conference be rescheduled for 1:00 p.m., or later, on November 13, 2014, due to a scheduling conflict.

On November 4, 2014, a Procedural Order was issued rescheduling the prehearing conference for November 13, 2014, at 2:30 p.m.

On November 13, 2014, the prehearing conference was held as scheduled, with the Company, the Commission's Utilities Division ("Staff"), and the Residential Utility Consumer Office ("RUCO") appearing through counsel, and Mr. Nielsen and Mr. Fallon appearing *pro se*.² At that

¹ The procedural history for this case is more fully stated in the July 16, 2014 Procedural Order, and is incorporated herein by reference.

² Mr. Nielsen and Mr. Fallon attended telephonically.

1 time, RUCO requested that the hearing be continued due to a scheduling conflict with RUCO's
2 counsel. The Company, Staff, Mr. Nielsen, and Mr. Fallon agreed to accommodate RUCO's request.
3 The parties further agreed to convene a procedural conference on November 18, 2014, for the
4 purposes of discussing new hearing dates and other procedural matters.³

5 RUCO's request is reasonable and should be granted.

6 IT IS THEREFORE ORDERED that the **hearing dates** scheduled for November 18, 19, 20,
7 and 21, 2014, are hereby **vacated**.

8 IT IS FURTHER ORDERED that a **procedural conference** shall be held on **November 18,**
9 **2014, at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West
10 Washington Street, Hearing Room No. 2, Phoenix, Arizona. Mr. Fallon and Mr. Nielsen may attend
11 telephonically.

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

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

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

22
23 DATED this 14th day of November, 2014.

24
25 
26 SCOTT M. HESLA
27 ADMINISTRATIVE LAW JUDGE

28 ³ RUCO's counsel stated that a representative from RUCO will attend the procedural conference to communicate whether the agreed upon hearing dates are acceptable to RUCO.

1 Copies of the foregoing mailed
2 this 14th day of November, 2014, to:

3 Steve Wene
4 MOYES SELLERS & HENDRICKS LTD.
5 1850 North Central Avenue, Suite 1100
6 Phoenix, AZ 85004
7 Attorneys for Utility Source, LLC

8 Daniel W. Pozefsky
9 Chief Counsel
10 Residential Utility Consumer Office
11 1110 West Washington, Suite 220
12 Phoenix, AZ 85007

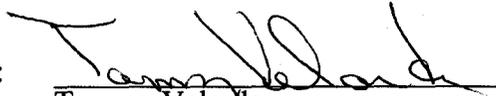
13 Erik Nielsen
14 4680 N. Alpine Dr.
15 PO Box 16020
16 Bellemont, AZ 86015

17 Terry Fallon
18 4561 Bellemont Springs Drive
19 Bellemont, AZ 86015

Janice Alward, Chief Counsel
Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

Steven M. Olea, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

COASH & COASH, INC.
Court Reporting, Video and
Videoconferencing
1802 North 7th Street
Phoenix, AZ 85006

By: 
Tammy Velarde
Assistant to Scott M. Hesla

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