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BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION
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COMMISSIONER

7
8 IN THE MATTER OF THE APPLICATION OF
9 ARIZONA-AMERICAN WATER COMPANY,
10 AN ARIZONA CORPORATION, FOR A
11 DETERMINATION OF THE CURRENT FAIR
12 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

13 IN THE MATTER OF THE APPLICATION OF
14 ARIZONA-AMERICAN WATER COMPANY,
15 AN ARIZONA CORPORATION, FOR A
16 DETERMINATION OF THE CURRENT FAIR
17 VALUE OF ITS UTILITY PLANT AND
18 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

Arizona Corporation Commission

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20 **RUCO'S RESPONSE TO THE COMPANY'S REQUEST PURSUANT TO A.R.S.**
21 **SECTION 40-252 FOR COMMISSION AMENDMENT OR CLARIFICATION OF DECISION**
22 **NO. 74881**

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- 24

1 The Residential Utility Consumer Office ("RUCO") hereby responds to the Company's
2 Request Pursuant to A.R.S. Section 40-252 for Commission Amendment or Clarification of
3 Decision No. 74881.

4 RUCO requests that the Commission schedule a procedural conference. Effectively,
5 what the Company is requesting is an interpretation or clarification of an agreement reached
6 by numerous parties and approved by the Commission. Given the unique circumstances of
7 this case, the number of parties involved, RUCO believes that the parties are in the best
8 position to interpret the terms of their own agreement first. RUCO further believes that it
9 would be beneficial to the process and the Commission as well as judicially efficient, if the
10 parties were allowed to get together at a procedural conference and attempt to clarify any
11 ambiguity regarding terms of the agreement. Thereafter, the parties that can agree on the
12 terms would be in a position to present their recommendation to the Commission uniformly.
13 At the very least, a procedural conference should allow for a more efficient process.

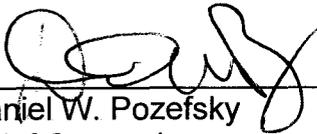
14 RUCO has contacted the parties in this matter and the following parties support the
15 procedural conference:

16 Staff, Fran Noe (Cross River), Karen Proctor (Cross River), Anthem Golf and Country
17 Club, PORA, Anthem Community Council, Craig Schafer (Russell Ranch), Verrado.

18 The Company believes that jurisdictionally the first procedural step must be an open
19 meeting for the Commission to decide whether to handle the filing¹.

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24 ¹ RUCO is sensitive to the Company's position. While RUCO understands how the Commission could
interpret the statute this way, RUCO notes that ARS Section 40-252, does not set forth a procedure – it does

1 RESPECTFULLY SUBMITTED this 19th day of February, 2015.

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4 Daniel W. Pozefsky
Chief Counsel

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7 AN ORIGINAL AND THIRTEEN COPIES
8 of the foregoing filed this 19th day
9 of February, 2015 with:

10 Docket Control
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14 COPIES of the foregoing hand delivered/
15 Mailed or emailed this 19th day of February, 2015 to:

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44 require that the amendment may only be made after the Company has notice and the opportunity to be heard
– neither of which RUCO's request would prevent or interfere with.

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