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BEFORE THE ARIZONA CORPORATION COMMISSION

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Arizona Corporation Commission

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SUSAN BITTER SMITH - Chairman
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JUL 06 2015

AZ CORP COMMISSION
DOCKET CONTROL

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IN THE MATTER OF THE APPLICATION OF
LIBERTY UTILITIES (BLACK MOUNTAIN
SEWER) CORP., AN ARIZONA CORPORATION,
FOR AUTHORITY TO ISSUE EVIDENCE OF
INDEBTEDNESS IN AN AMOUNT NOT TO
EXCEED \$3,400,000.

DOCKET NO. SW-02361A-15-0206

ORIGINAL

IN THE MATTER OF THE APPLICATION OF
LIBERTY UTILITIES (BLACK MOUNTAIN
SEWER) CORP., AN ARIZONA CORPORATION,
FOR A DETERMINATION OF THE FAIR VALUE
OF ITS UTILITY PLANTS AND PROPERTY AND
FOR INCREASES IN ITS WASTEWATER RATES
AND CHARGES FOR UTILITY SERVICE BASED
THEREON.

DOCKET NO. SW-02361A-15-0207

PROCEDURAL ORDER

BY THE COMMISSION:

On June 22, 2015, Liberty Utilities (Black Mountain Sewer) Corp. ("Liberty") filed with the Arizona Corporation Commission ("Commission"), in Docket No. SW-02361A-15-0206, an application requesting authority from the Commission to issue evidence of indebtedness in a total amount not to exceed \$3,400,000 ("Finance Docket").

Also on June 22, 2015, Liberty filed with the Commission, in Docket No. SW-02361A-15-0207, an application requesting that the Commission establish the fair value of its plant and property used for the provision of public wastewater utility service and, based on such finding, approve permanent rates and charges for utility service designed to produce a fair return thereon ("Rates Docket").

On June 23, 2015, Liberty filed Motions to Consolidate in both the Finance Docket and the Rates Docket. Liberty states that, by consolidating both proceedings, resources would be better utilized as both dockets are "inextricably linked." The Motions also request that new notice requirements be addressed in the event consolidation is granted.

1 The matters in the above captioned dockets are substantially related, and the rights of the
2 parties will not be prejudiced by consolidation. The interests of judicial efficiency and administrative
3 economy warrant consolidation of these matters.

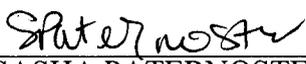
4 The Commission generally directs a utility to provide public notice of a financing application
5 to its customers within ten (10) days of filing the application.¹ Because of the consolidation,
6 however, a hearing will be held and public notice of the hearing will be required. Once the rates
7 application is found sufficient, Liberty will be required to provide public notice of the rate impact,
8 hearing date, and other deadlines, and such notice will also include information regarding Liberty's
9 financing application. With provision of the combined notice, the notice requirements for both
10 applications will be met.

11 IT IS THEREFORE ORDERED that **Docket Nos. SW-02361A-15-0206 and SW-02361A-**
12 **15-0207 are hereby consolidated for purposes of resolving the issues raised in each docket.**

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

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

22 DATED this 6th day of July, 2015.

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26 SASHA PATERNOSTER
ADMINISTRATIVE LAW JUDGE

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28 ¹ A.R.S. § 40-302(A) requires notice of a financing application to be given to the public, and the Commission's Utilities
Division directs that such notice should be provided to customers within 10 days of filing a financing application.

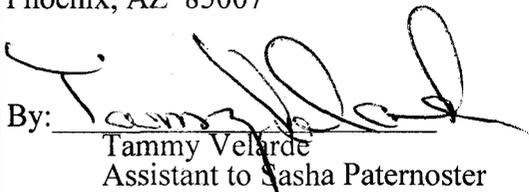
1 Copies of the foregoing mailed/delivered
2 this 16th day of July, 2015 to:

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By: 
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