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**BEFORE THE ARIZONA CORPORATION COMMISSION**

**COMMISSIONERS**

SUSAN BITTER SMITH - *Arizona Corporation Commission Chairman*  
BOB STUMP  
BOB BURNS  
DOUG LITTLE  
TOM FORESE

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IN THE MATTER OF THE APPLICATION OF  
VERDE WEST IRRIGATION FOR APPROVAL  
OF AN EMERGENCY RATE INCREASE.

DOCKET NO. I-02274A-15-0285

**PROCEDURAL ORDER**

**BY THE COMMISSION:**

On August 6, 2015, Verde West Irrigation ("Verde West" or "Company") filed with the Arizona Corporation Commission ("Commission") an application for an emergency rate increase to customers in the Company's service area in Camp Verde, Arizona.

On August 19, 2015, a Procedural Order was issued scheduling a procedural conference in this matter for August 26, 2015, at 10:00 a.m.

On August 26, 2015, the procedural conference was held, as scheduled, with Verde West appearing through its owner, Mr. Dane Bullard, and the Commission's Utilities Division ("Staff") appearing through counsel. At that time, a discussion occurred regarding the timely processing of the emergency rate application and the parties agreed to a schedule that would have a Staff Report issued within three weeks and a Company response within two days thereafter.

IT IS THEREFORE ORDERED that a **hearing** on the emergency rate application shall commence on **September 22, 2015, at 10:00 a.m.**, or as soon thereafter as is practical, at the Commission's offices, 1200 West Washington Street, Hearing Room No. 2, Phoenix, Arizona.

IT IS FURTHER ORDERED that **Staff shall file its Staff Report** in this matter on or before **September 16, 2015.**

IT IS FURTHER ORDERED that **Verde West shall file any response** to the Staff Report on or before **September 18, 2015.**

1 IT IS FURTHER ORDERED that Verde West shall provide public notice of the hearing in  
2 this matter in the following form and style:

3  
4 **PUBLIC NOTICE OF THE HEARING**  
5 **ON THE APPLICATION OF**  
6 **VERDE WEST IRRIGATION FOR**  
7 **AN EMERGENCY RATE INCREASE**  
8 **(DOCKET NO. I-02274A-15-0285)**

9 On August 6, 2015, Verde West Irrigation ("Company") filed with the Arizona  
10 Corporation Commission ("Commission") an application for an emergency rate  
11 increase. The Company is requesting an emergency increase to recover the costs of  
12 repairs to its water system. The Company claims that its accumulated total for repair  
13 related expenses is \$16,549.20.

14 **The Commission's Utilities Division ("Staff") is in the process of evaluating the  
15 Company's request, and will file its recommendation in this matter by  
16 September 16, 2015. The Commission is not bound by the proposals made by  
17 the Company, Staff or possible intervenors, and the Commission may approve  
18 the amount of the request, modify the amount higher or lower, or deny the  
19 request.**

20 **The Commission will conduct a hearing on this matter on September 22, 2015,  
21 commencing at 10:00 a.m., at the Commission's Phoenix offices, Hearing Room  
22 No. 2, 1200 West Washington, Phoenix, Arizona 85007. Public comments will be  
23 taken at the start of the hearing. Written public comments may be submitted by  
24 mailing a letter referencing Docket No. I-02274A-15-0285 to: Arizona Corporation  
25 Commission, Consumer Services Section, 1200 West Washington Street, Phoenix,  
26 Arizona 85007. If you require assistance you may contact the Consumer Services  
27 Section at 1-800-222-7000 or 602-542-4251.**

28 The application and Staff's recommendations are available for inspection during  
regular business hours at the offices of the Commission, 1200 West Washington  
Street, Phoenix, Arizona, and at the office of the Company, [APPLICANT  
INSERT ADDRESS]. The application is also available on the Commission's  
website, [www.azcc.gov](http://www.azcc.gov), using the e-Docket link.

The law provides for an open public hearing at which, under appropriate  
circumstances, interested persons may intervene in the proceedings and participate  
as a party. Persons desiring to intervene must file a written motion to intervene  
with the Commission and send such motion to Applicant or its counsel and to all  
parties of record. The motion must, at the minimum, contain the following:

1. The name, address, and telephone number of the proposed intervenor and of  
any party upon whom service of documents is to be made if different from  
that of the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g.,  
a customer or potential customer of the Applicant, a member or shareholder of  
the Applicant, etc.).

- 1 3. A statement certifying that a copy of the motion to intervene has been mailed  
2 to the Applicant or its counsel and to all parties of record in the case.

3 The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except  
4 that **all motions to intervene must be filed on or before September 14, 2015.** If  
5 representation by counsel is required by Arizona Supreme Court Rule 31,  
6 intervention will be conditioned upon the intervenor obtaining counsel to represent  
7 the intervenor. For information about requesting intervention, visit the Arizona  
8 Corporation Commission's webpage at <http://www.azcc.gov>. The granting of  
9 intervention, among other things, entitles a party to present sworn evidence at  
10 hearing and to cross-examine other witnesses. **However, failure to intervene will not  
11 preclude any customer from appearing at a hearing and making a statement on such  
12 customer's own behalf.**

13 The Commission does not discriminate on the basis of disability in admission to its  
14 public meetings. Persons with a disability may request a reasonable accommodation  
15 such as a sign language interpreter, as well as request this document in an alternative  
16 format, by contacting Shaylin Bernal, ADA Coordinator, voice phone number 602-  
17 542-3931, E-mail: [SABernal@azcc.gov](mailto:SABernal@azcc.gov). Requests should be made as early as  
18 possible to allow time to arrange the accommodation.

19 IT IS FURTHER ORDERED that **Verde West shall mail by first-class U.S. Mail, to each  
20 customer a copy of this notice to begin as soon as possible, and to be completed on or before  
21 September 4, 2015.**<sup>1</sup>

22 IT IS FURTHER ORDERED that Verde West shall file a certification of mailing of the above  
23 notice as soon as practical after mailing is complete.

24 IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing,  
25 notwithstanding the failure of an individual customer to read or receive the notice.

26 IT IS FURTHER ORDERED that **intervention shall be in accordance with A.A.C. R14-3-  
27 105, except that all motions to intervene must be filed on or before September 14, 2015.**

28 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized  
Communications) continues to apply to this proceeding.

IT IS FURTHER ORDERED that the time periods specified herein shall not be extended  
pursuant to Rule 6(a) or (e) of the Rules of Civil Procedure.

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

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<sup>1</sup> The public notice may be included as a bill insert.

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

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

10 DATED this 25<sup>th</sup> day of August, 2015.

11  
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13 \_\_\_\_\_  
14 SCOTT M. HESLA  
ADMINISTRATIVE LAW JUDGE

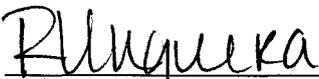
15 Copies of the foregoing mailed, emailed, or hand-delivered  
16 this 26<sup>th</sup> day of August, 2015 to:

17 Dane Bullard  
18 Verde West Irrigation  
19 P.O. Box 744  
20 Camp Verde, AZ 86322  
21 bullarddane@yahoo.com  
22 Consented to Service by Email

Thomas Broderick, Director  
Utilities Division  
ARIZONA CORPORATION COMMISSION  
1200 W. Washington Street  
Phoenix, AZ 85007

23 Janice Alward, Chief Counsel  
24 Legal Division  
25 ARIZONA CORPORATION COMMISSION  
26 1200 W. Washington Street  
27 Phoenix, AZ 85007

COASH & COASH  
COURT REPORTING, VIDEO AND  
VIDEOCONFERENCING  
1802 North 7<sup>th</sup> Street  
Phoenix, AZ 85006

28 By:   
Rebecca Unquera  
Assistant to Scott M. Hesla