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ORIGINAL

1 Date: September 23, 2015
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 3 To: **Docket Control**
 4 **Arizona Corporation Commission**
 5 **1200 West Washington St.**
 6 **Phoenix, AZ 85007**

7
 8 From: Robert T. Hardcastle
 9 Circle City Water Co LLC
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 11

12 FOR FILING ORIGINAL AND 13 COPIES INTO:

13
14 **DOCKET NO. W-03510A-13-0397**

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21 By:

22 _____
 23 Robert T. Hardcastle
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Arizona Corporation Commission
DOCKETED
 SEP 25 2015

DOCKETED BY

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 2015 SEP 25 A 9:51
 AZ CORP COMMISS
 DOCKET CONTROL

BEFORE THE ARIZONA CORPORATION COMMISSION

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Robert T. Hardcastle
Circle City Water Company, LLC
P.O. Box 82218
Bakersfield, CA 93380-2218
Representing Itself In Propria Persona

COMMISSIONERS

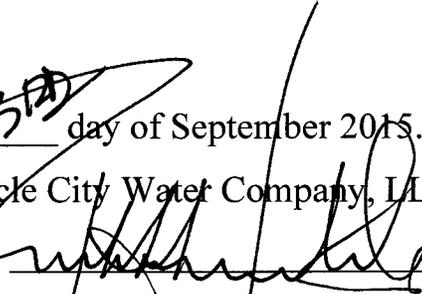
Susan Bitter Smith, Chairman
Bob Burns, Commissioner
Doug Little, Commissioner
Bob Stump, Commissioner
Tom Forese, Commissioner

RECEIVED
2015 SEP 25 A 9:50
AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE)
APPLICATION OF CIRCLE CITY)
WATER COMPANY, LLC FOR)
DELETION OF A PORTION OF ITS)
EXISTING CERTIFICATE OF)
CONVENIENCE AND)
NECESSITY FOR WATER SERVICE)
_____)

Docket No. W-03510A-13-0397
**CIRCLE CITY WATER
COMPANY LLC's NOTICE OF
FILING ITS SECOND DATA
REQUEST UPON
INTERVENERS**

On Wednesday , September 23, 2015, Circle City Water Company LLC ("Circle City") filed its Second Set of Data Requests with counsel for Interveners Harvard Investments, Inc., Lake Pleasant 5000 LLC, Warrick 160, LLC, and the Maughan Revocable Trust of 2007 for Rex Maughan and Ruth G. Maughan (collectively the "Interveners). Circle City requested all replies to the Data Request be received not later than October 12, 2015.

RESPECTFULLY SUBMITTED this 23rd day of September 2015.
Circle City Water Company, LLC
By: 
Robert T. Hardcastle

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ORIGINAL and 13 copies filed
this 23rd day of September 2015, with:

Docket Control
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

And copies mailed to the following:

Yvette B. Kinsey, Administrative Law Judge
HEARING DIVISION
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

Dwight Nodes
HEARING DIVISION
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

Janice Alward
Chief, Legal Division
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

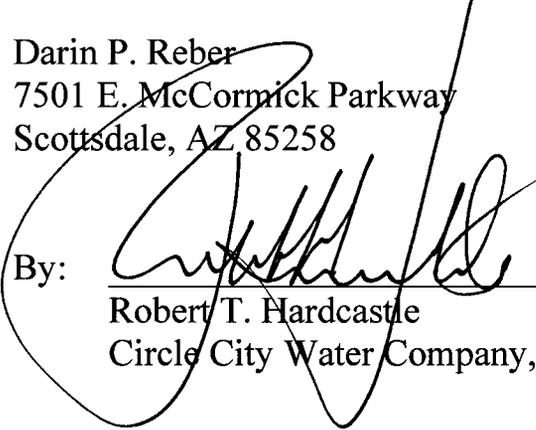
Thomas Broderick
Utilities Division
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

Robin Williams
Legal Division
Arizona Corporation Commission
1200 West Washington St.
Phoenix, AZ 85007

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2 Brian E. Smith
3 Legal Division
4 Arizona Corporation Commission
5 1200 West Washington St.
6 Phoenix, AZ 85007

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8 Gary Hays
9 1702 E. Highland Ave., Suite 204
10 Phoenix, AZ 85016

11
12 Darin P. Reber
13 7501 E. McCormick Parkway
14 Scottsdale, AZ 85258

15
16
17 By: 
18 Robert T. Hardcastle
19 Circle City Water Company, LLC

**SECOND SET OF DATA REQUESTS
FROM CIRCLE CITY WATER COMPANY LLC
TO HARVARD INVESTMENTS, INC. and LAKE PLEASANT 5000 LLC.,
WARRICK 160 LLC, and MAUGHAN REVOCABLE TRUST OF 2007 and
REX MAUGHAN AND RUTH G. MAUGHAN**

Docket No. W-03510A-13-0397

September 22, 2015

INSTRUCTIONS AND DEFINITIONS

A. Instructions

1. These Data Requests call for all information, including information contained in documents or stored on computer disks or in computers, which relate to the subject matter of the Data Requests and that is known or available to you.
2. In answering these Requests, Respondent is requested to furnish such information as is available to Respondent, including information that Respondent is able to obtain by due diligence from Respondent's present neighbors, accountants, investigators, consultants, witnesses, agents, or other persons that may have affiliated with or assisted Respondent in the preparation of the Complaint.
3. Where a Data Request has a number of separate subdivisions or related parts or portions, a complete response is required to each such subdivision, part, or portion.
4. These Data Requests are continuing in nature and require supplemental responses when further or different information with respect to the same is obtained.
5. If you cannot answer a Data Request in full after exercising due diligence to secure the information necessary to do so, state the answer to the extent possible, state why you cannot answer the Data Request in full, and state what information or knowledge you have concerning the unanswered portions.
6. If, in answering any of these Data Requests, you feel that any Data Request or definition or instruction applicable thereto is ambiguous, set forth the language you feel is ambiguous and the interpretation you are using in responding to the Data Request.
7. If you refuse to respond to any Data Request by reason of a claim of privilege or for any other reason, state the statutory reference asserting support of the privilege in writing and the type of privilege claimed and the facts and circumstances you rely upon to support the claim of privilege or the reason for refusing to respond.

B. Definitions

1. The words "and" and "or" should be construed either conjunctively or disjunctively as necessary to include information within the scope of a

Request, rather than to exclude information there from.

2. "ACC" means the Arizona Corporation Commission and is used interchangeably with "Commission."
3. Intentionally blank
4. Intentionally blank
5. The term "correspondence" should be interpreted to include, but not be limited to, all letters, telexes, facsimiles, telegrams, notices, messages, memoranda, e-mail communications and attachments, and other written or electronic or computer generated communications.
6. "Document" means:
 - a. "Documents" refers to all writings and records of every type in your possession, control, or custody, including but not limited to: e-mail communications, PowerPoint presentations, testimony, exhibits, memoranda, correspondence, letters, reports (including drafts, preliminary, intermediate, and final reports), surveys, analyses, studies (including economic and market studies), summaries, comparisons, tabulations, charts, books, pamphlets, photographs, maps, bulletins, corporate or other minutes, notes diaries, log sheets, ledgers, transcripts, microfilm, microfiche, computer data, computer files, computer tapes, computer inputs, computer outputs and printouts, vouchers, accounting statements, budgets, work papers, engineering diagrams (including "one-line" diagrams), mechanical and electrical recordings, records of telephone and telegraphic communications, speeches, and all other records, written, electrical, mechanical, or otherwise and drafts of any of the above.
7. "Identify" when used in referring to a person, shall mean to state the following with regard to the person: (a) name; (b) last known address; (c) residence and business telephone numbers; (d) relationship to you; and (e) occupation at the date of these interrogatories.

**SECOND SET OF DATA REQUESTS
FROM CIRCLE CITY WATER COMPANY LLC
TO HARVARD INVESTMENTS, INC. and LAKE PLEASANT 5000 LLC.,
WARRICK 160 LLC, and MAUGHAN REVOCABLE TRUST OF 2007 and
REX MAUGHAN AND RUTH G. MAUGHAN**

Docket No. W-03510A-13-0397

September 22, 2015

- 1.0 Subsequent to a meeting between Circle City and Harvard on or about April 10, 2013 in Harvard's Scottsdale, AZ offices, a meeting of the partners of LP5K was convened on June 13, 2013 to discuss the status of the Lake Pleasant 5000 Project (the "Project") as it relates to the viability of the Project. As a result of that meeting please provide each of the following:
 - 1.1 List of all partners in attendance at the meeting.
 - 1.2 List of any non-partners in attendance at the meeting.
 - 1.3 Copy of the agenda prepared for the meeting.
 - 1.4 Any meeting minutes prepared as a result of the meeting including discussion of the viability of the Project.
 - 1.5 Any meeting minutes prepared as a result of the meeting that otherwise related to the Project.
- 2.0 Subsequent to a meeting of the Project partners, as referenced in 1.0 above, and despite Harvard's June 10, 2013 reply that it would "get in contact with you at [the] end of the week", please provide an explanation of why Harvard did not contact Circle City with a conclusion of the meeting of partners until July 10, 2013.
- 3.0 Please confirm that the neither Maughan Revocable Trust of 2007, Rex Maughan nor Ruth G. Maughan are equity owners, Members, or Managers of Lake Pleasant 5000 LLC or Warrick 160 LLC.
- 4.0 Please provide a copy of any written or verbal agreement, description of uses, option agreements, management agreements, leases, or any other agreement related to the relationship between the Maughan Revocable Trust of 2007 or Rex Maughan or Ruth G. Maughan as it relates to Lake Pleasant 5000 LLC or Warrick 160 LLC.