



0000166274

COMMISSIONERS

SUSAN BITTER SMITH - Chairman
BOB STUMP
BOB BURNS
DOUG LITTLE
TOM FORESE

RECEIVED
2015 SEP 28 P 4:17
AZ CORP COMMISSION
DOCKET CONTROL

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION OF
ARIZONA WATER COMPANY, AN
ARIZONA CORPORATION, FOR A
DETERMINATION OF THE FAIR VALUE
OF ITS UTILITY PLANT AND PROPERTY
AND FOR ADJUSTMENTS TO ITS RATES
AND CHARGES FOR UTILITY SERVICE
FURNISHED BY ITS EASTERN GROUP
AND FOR CERTAIN RELATED
APPROVALS.

DOCKET NO. W-01445A-11-0310

**ARIZONA WATER COMPANY'S
RESPONSE TO NOTICE OF
FILING PROPOSED ORDER
STAYING SIB MECHANISM:
DECISION NO. 74590 (August 4,
2014)**

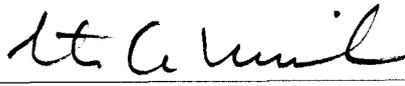
Applicant Arizona Water Company hereby responds to the Notice of Filing Proposed Order Staying SIB Mechanism docketed by the Legal Division on September 17, 2015.

This Proposed Order affects a surcharge for the Cochise Division the Commission granted in Decision No. 74590 (August 4, 2014). Arizona Water Company has sequestered the SIB surcharge funds collected and will continue to do so until the resolution of the appeal and review the Commission is seeking of the Court of Appeals Opinion in Case No. 1 CA-CC 13-0002. Arizona Water Company reserves the right to seek recovery of the surcharge revenues Staff proposes staying, with interest, if the Supreme Court vacates the Court of Appeals opinion. With this proviso, Arizona Water Company does not oppose the Proposed Order staying the SIB Mechanism, including all SIB-related compliance matters in this docket, while the Commission's appeal is pending.

Bryan Cave LLP
Two North Central Avenue, Suite 2200
Phoenix, Arizona 85004-4406
(602) 364-7000

1 RESPECTFULLY SUBMITTED this 28th day of September, 2015.

2 BRYAN CAVE LLP

3
4 By 

5 Steven A. Hirsch, #006360
6 Two N. Central Avenue, Suite 2200
7 Phoenix, AZ 85004-4406
8 Attorneys for Arizona Water Company

9 **ORIGINAL** and 13 copies of the foregoing
10 filed this 28th day of September, 2015, with:

11 Docket Control Division
12 Arizona Corporation Commission
13 1200 W. Washington Street
14 Phoenix, AZ 85007

15 **COPY** of the foregoing were hand delivered or mailed
16 this 28th day of September, 2015 to:

17 Wes Van Cleve
18 Bridget Humphrey
19 Legal Division
20 Arizona Corporation Commission
21 1200 W. Washington Street
22 Phoenix, AZ 85007

23 Janice Alward
24 Legal Division Director
25 Arizona Corporation Commission
26 1200 W. Washington Street
27 Phoenix, AZ 85007

28 Daniel W. Pozefsky, Chief Counsel
Residential Utility Consumer Office
1110 W. Washington Street, Suite 220
Phoenix, AZ 85007

- 1 Thomas M. Broderick
- 2 Director, Utilities Division
- 3 Arizona Corporation Commission
- 4 1200 West Washington Street
- 5 Phoenix, Arizona 85007

- 6 Jay L. Shapiro
- 7 Shapiro Law Firm
- 8 1819 E. Morten Ave., Suite 280
- 9 Phoenix, AZ 85020
- 10 Attorneys for Liberty Utilities

- 11 Todd Wiley
- 12 Liberty Utilities
- 13 12725 W. Indian School Rd., Suite D101
- 14 Avondale, AZ 85392

- 15 Sheryl Hubbard
- 16 EPCOR Water Arizona, Inc.
- 17 2355 W. Pinnacle Peak Rd., Suite 300
- 18 Phoenix, AZ 85027

- 19 Michael Hallam
- 20 Lewis Roca Rothgerber LLP
- 21 201 E. Washington St., Suite 1200
- 22 Phoenix, AZ 85004
- 23 Attorneys for EPCOR Water Company

- 24 Megan Grabel
- 25 Osborn Maledon
- 26 2929 North Central Avenue
- 27 21st Floor
- 28 Phoenix, AZ 85012-2793

- Gary Yaquinto
- Arizona Investment Council
- 2100 N. Central Avenue, Suite 210
- Phoenix, AZ 85004

1 Michael W. Patten
2 Timothy J. Sabo
3 Snell & Wilmer
4 400 E. Van Buren, Suite 1900
5 Phoenix, AZ 85004-2202
6 Attorneys for Global Water
7
8 Ron Fleming
9 Global Water Utilities
10 21410 N. 19th Avenue, Suite 201
11 Phoenix, AZ 85027
12
13 Garry D. Hays
14 The Law Offices of Gary D. Hays
15 1702 E. Highland Avenue, Suite 204
16 Phoenix, AZ 85016
17
18 Ray Jones
19 Water Utility Association of Arizona
20 916 W. Adams, Suite 3
21 Phoenix, AZ 85007
22
23 Kathie Wyatt
24 1940 N. Monterey Drive
25 Apache Junction, AZ 85120
26
27
28

Kimberly Hays