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BEFORE THE ARIZONA CORPORATIO

COMMISSIONERS

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

Arizona Corporation Commission

DOCKETED

OCT 27 2015

DOCKETED BY

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

DECISION NO. 75304

ORDER

Open Meeting
October 20, 2015
Phoenix, Arizona

BY THE COMMISSION:

FINDINGS OF FACT

1. On June 27, 2013, the Arizona Corporation Commission ("Commission") issued Decision No. 73938. Among other things, Decision No. 73938 approved Arizona Water Company ("Company") to implement a system improvement benefits mechanism ("SIB"). Following a rehearing on Decision No. 73938, the Commission affirmed its approval of the Company's SIB in Decision No. 74463 (April 22, 2014). On August 18, 2015, the Arizona Court of Appeals issued an opinion in Case No. 1 CA-CC 13-0002 which set aside the Commission's approval of the SIB mechanism approved in Decision No. 73938.

2. In light of the Court's ruling, and in balancing the interests that are implicated in this matter, the Commission finds it is reasonable and in the public interest to stay operation of the SIB mechanism approved for the Company by Decision No. 73938 and, to the extent it is implicated, Decision No. 74463 pending the outcome of further court proceedings.

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CONCLUSIONS OF LAW

- 1. Arizona Water Company is a public service corporation within the meaning of Article XV of the Arizona Constitution.
- 2. The Commission has jurisdiction over Arizona Water Company, and the subject matter of this filing.
- 3. It is in the public interest to stay the operation of the System Improvement Benefits Mechanism approved by Decision No. 73938 and affirmed by Decision No. 74463 pending the outcome of further court proceedings and until further order of the Commission.

ORDER

IT IS THEREFORE ORDERED that the System Improvement Benefit Mechanism approved by Decision No. 73938 and affirmed by Decision No. 74463, is hereby stayed until further order of the Commission.

IT IS FURTHER ORDERED that all compliance requirements specifically associated with operation of the System Improvement Benefits Mechanism are stayed until further order of the Commission.

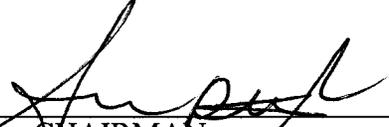
IT IS FURTHER ORDERED that all other aspects of Decision No. 73938 shall remain in effect.

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IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY THE ORDER OF THE ARIZONA CORPORATION COMMISSION


CHAIRMAN


COMMISSIONER


COMMISSIONER


COMMISSIONER


COMMISSIONER

IN WITNESS WHEREOF, I, JODI JERICH, Executive Director of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this 27th day of October, 2015.


JODI JERICH
EXECUTIVE DIRECTOR

DISSENT: _____

DISSENT: _____

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DOCKET NO. W-01445A-11-0310

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