

WS-02987A-16-0017



ORIGINAL

Arizona Corporation Commis
Utilities Complaint Form

Investigator: Jenny Gomez Phone: <<< REDACTED >>> Opinion Date: 1/28/2016
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First Name: Nick Last Name: Myers Account Name: Nick Myers
Address:
City: State: Zip Code:

Company: Johnson Utilities L.L.C. dba Johnson Utilities Commission Division: Water
Company

DOCKETED

Nature Of Opinion
JAN 28 2016

RECEIVED
2016 JAN 28 A 10:36
AZ CORP COMMISSION
DOCKET CONTROL

Docket Number: WS-02987A-16-0017

DOCKETED BY [Signature]

Docket Position:

I am writing this to you today to voice my support for Swing First Golf in their complaint against Johnson Utilities. Please add it to the docket number.

At first read of the complaint, it appears JU, George Johnson, and his henchmen Brad Cole and Jeff Crockett, are attempting to pull the same stunts that they pulled with the local Standpipe. As the commission may remember I am a resident that also used to own San Tan Water Company, the company that was forced out of business because of not just the shutdown of the standpipe but all of the JU actions leading up to that moment and following that event.

As a resident that has had many occasion to use the facilities at the golf courses in San Tan Valley, it saddens me to see the local "businessman" that has his name all over the community in such a desperate attempt to ruin the lives of the 90K+ residents that have entrusted their lives and homes in the services he and his company provide. And to be doing it in a manner so cold hearted and ham fisted is, in my opinion, disgusting and vile. And to make matters worse, as was shown late last year with the standpipe, it appears the residents of the area have no recourse from their local government unless they are fully versed on all legal matters and procedures, and have the time, energy, money and knowledge to be able to fight it in unison.

I sincerely hope this issue is able to gain and maintain traction because of the legal strength of Swing First Golf, and the fact that they can hire high powered lawyers like Craig Marks.

To allow such a dastardly deed to continue, renegeing on an agreement to provide effluent to a golf course when a tariff is in place, would be a major slap in the face not only to the community the golf course serves, but also to the legal and justice system put into place to protect those community members. JU and George Johnson have repeatedly bullied the members of this community with his tyrant like ways. If he decides he does not like an individual or a company he simply does whatever he wants to hurt that person/company, and be damned with the consequences.

He will spend hundreds of thousands of dollars to fight a problem with lawyers and he is more than willing to pay fines if he is found wrong...but by the time any resolution is reached it is usually too late and he has already destroyed the problem beyond repair (reference the destruction of the standpipe before the issue was even settled). I truly fear for the golf course as they will be forced to raise the rates which may preclude many in the community from using the course, or they will be put out of business all together which would be

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devastating for the community.

I don't care what promises George or his henchmen give to resolve the problem, recent history has already indicated he will not keep those promises. They referenced many times in the documented standpipe case to "their word"...well, their word now means nothing. Many trusted him to follow through on his promise to have plumbing put in to the neighborhood within 6 months. It is well after 6 months and he is no where close to keeping that promise. And he knew that was not a possibility when he made the promises. This lack of integrity makes any promises he makes to SFG completely irrelevant.

I would implore the ACC to not let down this community yet again within just a few months. George needs to have his feet held to the fire. He needs to be held responsible for the destruction he is doing to this community. He needs to be hit where it hurts...in the pocketbook. I'm not talking about a few measly million dollar fines or things of that nature, we need him to pay dearly for the aggression he has shown towards this community, and really to Arizona in general. This is the perfect opportunity for the ACC to try to make things right by making sure the golf course gets it's water at the same prices it was paying before.

I understand the possible need for JU to remove their effluent program.

I get that they cannot keep the smells down and they continuously have complaints from the neighbors (I am one of those that get to smell it on the way home every day). I get that he is incapable of running his system in a professional and responsible manner. But allowing him to simply shut down major services like the standpipe and the effluent in such a manner are simply irresponsible. Fix the problem, don't just stop the service and make everyone else pay. I don't care if the SFG get's effluent or another type of water, but it should at least cost the same. If JU, George, or anyone else in his command is incapable of doing what the companies primary function is (delivering water) then bring in someone that is, or at least adjust the tariff so the entities that have been promised a reasonable solution, and created a business model around that promise, can continue to do what they need to do.

I would also implore the commissioners to review all written documentation and recorded hearings of the standpipe issue (Docket

number: WS-02987A-15-0284) and listen to all of the the promises based on "his word". Then take a long look at what has actually been done and what is being planned. I think you will find that work has completely stopped, not to resume for at least 3 years. That was NOT what was promised. Please do not let what happened to the standpipe, the residents, and San Tan Water Company happen to Swing First Golf.

Thank you for your time,

Nick Myers

[Former] owner of San Tan Water Company

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Nick Myers

Investigation			
Date:	Analyst:	Submitted By:	Type:
1/28/2016	Jenny Gomez	Telephone	Investigation
Noted and filed for the record in Docket Control.			
