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BEFORE THE ARIZONA CORPORATION COMMISSION
Arizona Corporation Commission

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COMMISSIONERS

MIKE GLEASON, Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
KRISTIN K. MAYES
GARY PIERCE

2007 SEP 12 P 3:28

AZ CORP COMMISSION
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IN THE MATTER OF THE APPLICATION OF
CHAPARRAL CITY WATER COMPANY, AN
ARIZONA CORPORATION, FOR A
DETERMINATION OF THE CURRENT FAIR
VALUE OF ITS UTILITY PLANT AND
PROPERTY AND FOR INCREASES IN ITS
RATES AND CHARGES FOR UTILITY SERVICE
BASED THEREON.

DOCKET NO. W-02113A-04-0616

REMAND HEARING
FOURTH PROCEDURAL ORDER

BY THE COMMISSION:

On September 30, 2005, the Commission issued Decision No. 68176, granting a rate increase to Chaparral City Water Company ("Chaparral City"). The parties to Decision No. 68176 include Chaparral City, the Residential Utility Consumer Office ("RUCO"), and the Commission's Utilities Division Staff ("Staff"). Chaparral City appealed Decision No. 68176 to the Arizona Court of Appeals.

The Arizona Court of Appeals, Division One, considered Chaparral City's appeal, and on February 13, 2007, issued its Memorandum Decision. The Memorandum Decision, per Judge Lawrence F. Winthrop, Affirmed in Part, Vacated, and Remanded Decision No. 68176 to the Commission for further determination.

On June 7, 2007, the Commission issued a Remand Hearing Procedural Order in this docket establishing a schedule for a remand proceeding in accordance with the Memorandum Decision.

A Procedural Conference was held on June 22, 2007 for the purpose of making adjustments in the established procedural schedule as necessary to eliminate scheduling conflicts. By Procedural Order issued June 25, 2007, the hearing in the remand proceeding was continued to November 6, 2007, and associated procedural deadlines and dates were continued accordingly.

1 On July 6, 2007, Chaparral City filed Amended Notice of Filing Revised Schedules of Rates
2 and Charges for Utility Service.

3 On August 30, 2007, Staff and RUCO docketed the prefiled direct testimony of their
4 witnesses.

5 On September 11, 2007, Chaparral City filed a Request to Change Procedural Schedule.
6 Therein, Chaparral City requests that the date for filing its rebuttal testimony be extended from
7 September 25, 2007 to October 31, 2007. Chaparral City states that it has contacted Staff and RUCO,
8 and that those parties do not oppose the requested extension. Chaparral City also requests that a
9 procedural conference be scheduled to discuss extension of other filing deadlines by an equivalent
10 amount of time and a continuation of the hearing date.

11 Chaparral City's requests are reasonable and should be granted.

12 IT IS THEREFORE ORDERED that Chaparral City Water Company's request to change
13 procedural schedule is hereby granted.

14 IT IS FURTHER ORDERED that a **procedural conference** shall convene on **October 2,**
15 **2007, at 1:00 p.m.,** or as soon thereafter as is practical, at the Commission's offices, 1200 West
16 Washington Street, Arizona 85007, for the purpose of allowing the parties an opportunity to discuss
17 modifications to the procedural schedule in this proceeding necessitated by Chaparral City Water
18 Company's September 11, 2007 Request.

19 IT IS FURTHER ORDERED that the **hearing and all remaining procedural deadlines in**
20 **the remand proceeding** on the above-captioned matter are hereby **continued** pending the issuance
21 of a procedural order establishing a new hearing schedule.

22 IT IS FURTHER ORDERED that **rebuttal testimony** and associated exhibits to be presented
23 at hearing by **Chaparral City Water Company** shall be reduced to writing and filed on or before
24 **October 31, 2007.**

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

27 ...
28 ...

1 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
2 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

3 DATED this 12th day of September, 2007.

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6 
7 TEENA WOLFE
8 ADMINISTRATIVE LAW JUDGE

9 Copies of the foregoing mailed/delivered
10 this 12th day of September, 2007 to:

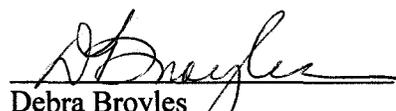
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27 By: 
28 Debra Broyles
Secretary to Teena Wolfe