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BEFORE THE ARIZONA CORPORATIC

COMMISSIONERS

- BOB STUMP – Chairman
- GARY PIERCE
- BRENDA BURNS
- BOB BURNS
- SUSAN BITTER SMITH

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COMMISSION DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

JUN 19 2013

DOCKETED BY [Signature]

IN THE MATTER OF THE APPLICATION OF NORTH MOHAVE VALLEY CORPORATION FOR APPROVAL OF THE SALE OF ITS ASSETS AND TRANSFER OF ITS CERTIFICATE OF CONVENIENCE AND NECESSITY TO EPCOR WATER ARIZONA, INC.

DOCKET NO. W-02259A-13-0138 DOCKET NO. W-01303A-13-0138

PROCEDURAL ORDER

BY THE COMMISSION:

On May 17, 2013, North Mohave Valley Corporation (“NMVC”) and EPCOR Water Arizona, Inc. (“EPCOR”) filed with the Arizona Corporation Commission (“Commission”) a joint application for approval of the sale of NMVC’s assets and transfer of NMVC’s Certificate of Convenience and Necessity (“Certificate”) to EPCOR (“Application”).

On June 12, 2013, the Commission’s Utilities Division (“Staff”) issued a letter of sufficiency which stated that the Application had met the sufficiency requirements of A.A.C. R14-2-411(C).

Pursuant to A.A.C. R14-3-101, the Commission now issues this Procedural Order to govern the preparation and conduct of this proceeding.

IT IS THEREFORE ORDERED that a hearing shall commence on August 21, 2013, at 10:00 a.m., or as soon thereafter as is practical, at the Commission’s offices, 1200 West Washington Street, Phoenix, Arizona.

IT IS FURTHER ORDERED that the Staff Report and associated exhibits to be presented at hearing on behalf of Staff shall be reduced to writing and filed on or before 4:00 p.m. on August 6, 2013.

IT IS FURTHER ORDERED that any objections to the Staff Report and associated exhibits to be presented at hearing by Applicant shall be reduced to writing and filed on or before 4:00 p.m. on August 16, 2013.

IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,

1 except that all motions to intervene must be filed on or before July 22, 2013.

2 IT IS FURTHER ORDERED that Applicant shall provide public notice of the hearing in this
3 matter, in the following form and style the heading no less than 12-point bold type and the body in no
4 less than 10-point regular type:

5 **PUBLIC NOTICE OF THE HEARING FOR APPROVAL FOR**
6 **NORTH MOHAVE VALLEY CORPORATION**
7 **FOR THE SALE OF ITS ASSETS AND TRANSFER OF ITS**
8 **CERTIFICATE OF CONVENIENCE AND NECESSITY TO EPCOR**
9 **WATER ARIZONA, INC.**
10 **DOCKET NOS. W-02259A-13-0138 AND W-01303A-13-0138**

11 On May 17, 2013, North Mohave Valley Corporation (“NMVC”) and EPCOR Water
12 Arizona, Inc. (“EPCOR”) filed with the Arizona Corporation Commission
13 (“Commission”) an application for approval of the sale of NMVC’s assets and
14 transfer of NMVC’s Certificate of Convenience and Necessity (“Certificate”) to
15 EPCOR. The application is available for inspection during regular business hours at
16 the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix,
17 Arizona, and at the offices of the Company, [insert address] and on the internet via
18 the Commission website (www.azcc.gov) using the e-docket function.

19 The Commission will hold a hearing on this matter commencing on **August 21,**
20 **2013, at 10:00 a.m.,** at the Commission’s offices, 1200 West Washington Street,
21 Phoenix, Arizona. Public comments will be taken on the first day of the hearing.

22 The law provides for an open public hearing at which, under appropriate
23 circumstances, interested parties may intervene. Intervention shall be permitted to
24 any person entitled by law to intervene and having a direct and substantial interest in
25 the matter. Persons desiring to intervene must file a written motion to intervene with
26 the Commission, which motion should be sent to NMVC and EPCOR or their counsel
27 and to all parties of record, and which, at the minimum, shall contain the following:

- 28 1. The name, address, and telephone number of the proposed intervenor and of
any party upon whom service of documents is to be made if different than the
intervenor.
2. A short statement of the proposed intervenor’s interest in the proceeding (e.g.,
a customer of Applicant, a shareholder of Applicant, a competitor, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed
to the Applicant or its counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except
that all motions to intervene must be filed on or before July 22, 2013. The granting
of intervention, among other things, entitles a party to present sworn evidence at
hearing and to cross-examine other witnesses. However, failure to intervene will not
preclude any customer from appearing at the hearing and making a statement on
such customer’s own behalf.

If you have any questions about this application, or want information on intervention, you
may contact the Consumer Services Section of the Commission, at 1200 West

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Washington Street, Phoenix, Arizona 85007 or call 1-800-222-7000.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Shaylin Bernal, ADA Coordinator, voice phone number 602-542-3931, E-mail SAbernal@azcc.gov. Requests should be made as early as possible to allow time to arrange the accommodation.

IT IS FURTHER ORDERED that NMVC and EPCOR shall cause the above notice to be mailed to the customers and published at least once in a newspaper of general circulation in the service territory, with publication to be completed no later than July 5, 2013.

IT IS FURTHER ORDERED that NMVC and EPCOR shall file certification of publication as soon as practicable after the publication has been completed, but not later than July 26, 2013.

IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing/publication of same, notwithstanding the failure of an individual customer to read or receive the notice.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized Communications) applies to this proceeding as the matter is now set for public hearing, and shall remain in effect until the Commission's Decision in this matter is final and non-appealable.

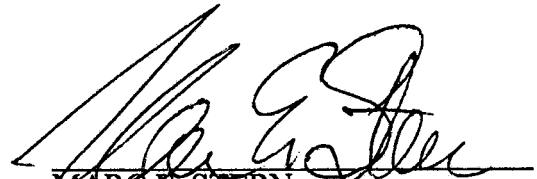
IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules 31 and 38 and A.R.S. §40-243 with respect to the practice of law and admission *pro hac vice*.

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1 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
2 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona
3 Supreme Court Rule 42). Representation before the Commission includes the obligation to appear at
4 all hearings, procedural conferences, and Open Meetings for which the matter is scheduled for
5 discussion, unless counsel has previously been granted permission to withdraw by the Administrative
6 Law Judge or the Commission.

7 IT IS FURTHER ORDERED that the presiding Administrative Law Judge may rescind, alter,
8 amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by
9 ruling at hearing.

10 DATED this 19th day of June, 2013.


MARC E. STERN
ADMINISTRATIVE LAW JUDGE

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14 Copies of the foregoing mailed/delivered
this 19th day of June 2013, to:

15 Jamie Kelley
16 William D. Condray
2031 Highway 95
17 Bullhead City, AZ 86442
Attorneys for North Mohave Valley Corporation

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