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November 12, 2010

Commissioner Gary Pierce
Commissioner Sandra Kennedy
Commissioner Paul Newman
Commissioner Bob Stump

Re: Johnson Utilities, LLC; CAGRD adjustor mechanism; Docket No. WS-02987A-08-0180.

Dear Colleagues:

I am writing today to inform the Commission and the Parties to the docket that I will be placing the above-referenced Johnson Utilities matter on the agenda for Commission deliberation and a vote during the November 22 Open Meeting.

As you know, we received a letter today from counsel to Johnson Utilities requesting that the Commission's executive director not reschedule the item for Open Meeting until a "proposed mutual resolution has been reached between the Commission, ADWR, CAWCD and Johnson Utilities" regarding the adjustor mechanism that was granted to Johnson Utilities in Decision No. 71894.

This matter has been held over twice already, parties have been on notice for a month that it is pending, and it would appear to me that any further delays in the Commission determining whether the adjustor mechanism was or was not properly applied are unwarranted. The ratepayers of Johnson Utilities deserve a timely decision by the Commission, particularly in these tough economic times. If the Commissioners desire additional information from the CAWCD or ADWR, I would propose that their representatives be invited to attend our Open Meeting to answer questions from the bench. If any party would like to argue for further delay in this matter they can do so at the Open Meeting.

In addition to determining whether the adjustor mechanism should be refunded to customers for the period in question, I would like the Parties to come prepared to discuss at the Open Meeting whether the Commission should rescind the adjustor mechanism entirely.

I look forward to addressing these issues at the Open Meeting.

Sincerely,

Kris Mayes
Chairman

Cc: Ernest Johnson
Steve Olea
Janice Alward
Lyn Farmer
Rebecca Wilder