

INTERVENTION



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ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION

MARC SPITZER,
CHAIRMAN
WILLIAM A. MUNDELL,
COMMISSIONER
JEFF HATCH-MILLER,
COMMISSIONER
MIKE GLEASON,
COMMISSIONER
KRISTIN K. MAYES
COMMISSIONER

Arizona Corporation Commission

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AZ CORP COMMISSION
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IN THE MATTER OF THE
APPLICATION ARIZONA UTILITY
SUPPLY & SERVICES, LLC, FOR THE
TRANSFER OF A PORTION OF ITS
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO JOHNSON UTILITIES,
L.L.C.

Docket No. SW-04002A-02-0837
WS-02987A-02-0837
SW-04002A-04-0465
WS-02987A-04-0465

RS INVESTMENTS, LLC'S APPLICATION TO INTERVENE

RS Investments, LLC, a New Mexico limited liability company, by and through its undersigned counsel, respectfully applies for intervenor status. RS Investments is the owner, by assignment, of that certain Promissory Note by Arizona Utility Supply & Services, LLC ("AUSS") dated April 23, 2002 and associated security agreements (collectively, the "AUSS Obligations"). A transfer to Johnson Utilities, L.L.C. of the AUSS Certificate of Convenience & Necessity could negatively impact the financial interests of RS Investments in regard to the AUSS Obligations. RS Investments, LLC respectfully requests to intervene for the purpose of protecting its interests should the

1 ACC approve the transfer of the Certificate of Convenience & Necessity.

2
3 DATED this 14th day of July, 2004.

4 JENNINGS, STROUSS & SALMON, P.L.C.

5
6 By 

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12 ORIGINAL and 19 copies of the
13 foregoing hand-delivered this
14 14th day of July, 2004, to:

15 Docket Control
16 1200 W. Washington
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18 COPIES of the foregoing mailed
19 this 14th day of July, 2004, to:

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By 