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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

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

2004 JUN 28 P 1:31

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE FORMAL
COMPLAINT OF J.D. BRISTOW AGAINST UNS
ELECTRIC.

DOCKET NO. E-04230A-04-0185

PROCEDURAL ORDER

BY THE COMMISSION:

On March 10, 2004, J. D. Bristow ("Complainant") filed a Formal Complaint with the Arizona Corporation Commission ("Commission") against UNS Electric, Inc. ("Respondent").

On March 11, 2004, Docket Control sent a letter to the Respondent indicating that an Answer to the Complaint was required to be filed within 20 days.

On April 1, 2004, UNS filed an Answer and Motion to Dismiss.

On April 8, 2004, by Procedural Order, the Complainant was ordered to file a Response to Respondent's Motion to Dismiss indicating whether the Complainant wishes to have this matter decided solely on the pleadings or whether he seeks a formal hearing before an Administrative Law Judge at the Commission's offices.

On April 30, 2004, the Complainant filed a Response to the Respondent's Motion to Dismiss. Although the Complainant reiterated many of the same allegations raised in the Complaint, it does not appear that he desires a hearing at the Commission's offices before an Administrative Law Judge.

IT IS THEREFORE ORDERED that, unless the Complainant files a response by July 19, 2004 clearly indicating that he seeks a formal hearing before an Administrative Law Judge at the Commission's offices, this matter will be decided on the basis of the pleadings submitted in the docket.

Arizona Corporation Commission
DOCKETED

JUN 28 2004

DOCKETED BY *CAR*

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

3 DATED this 28th day of June, 2004.

4
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6 DWIGHT D. NODES
7 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

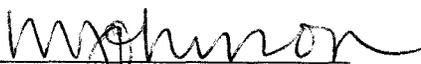
8 Copies of the foregoing were mailed/delivered
9 this 28 day of June, 2004, to:

10 J. D. Bristow
11 2155 Moyo Drive, #1
12 Lake Havasu City, AZ 86403
13 Complainant

14 Raymond S. Heyman
15 J. Matthew Derstine
16 ROSHKA HEYMAN & DEWULF
17 One Arizona Center
18 400 East Van Buren Street, Ste. 800
19 Phoenix, AZ 85004
20 Attorneys for UniSource Energy Corporation

21 Christopher Kempley, Chief Counsel
22 Legal Division
23 ARIZONA CORPORATION COMMISSION
24 1200 West Washington Street
25 Phoenix, AZ 85007

26 Ernest G. Johnson, Director
27 Utilities Division
28 ARIZONA CORPORATION COMMISSION
1200 West Washington Street
Phoenix, AZ 85007

By: 
Molly Johnson
Secretary to Dwight D. Nodes