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BEFORE THE ARIZONA CORPORATION COMMISSION

25ED

COMMISSIONERS

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

2004 SEP 27 P 1:21

AZ CORP COMMISSION
DOCUMENT CONTROL

Arizona Corporation Commission

DOCKETED

SEP 27 2004

DOCKETED BY	<i>CK</i>
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IN THE MATTER OF THE NOTICE OF
PROPOSED RULEMAKING REGARDING THE
TRANSPORTATION OF NATURAL GAS, OTHER
GASES AND HAZARDOUS LIQUIDS BY
PIPELINES.

DOCKET NO. RG-00000A-04-0169

PROCEDURAL ORDER

BY THE COMMISSION:

On May 24, 2004, the Arizona Corporation Commission ("Commission") issued Decision No. 66994 in the above-captioned matter. As part of the Decision, the Commission ordered that a public comment hearing be scheduled regarding the proposed rule making to amend transportation rules Arizona Administrative code ("A.A.C.") R14-5-202, R14-5-203, R14-5-204, and R14-5-205 to incorporate the most recent amendments to the Code of Federal Regulations ("CFR"), Title 49, Parts 191, 192, 193, 195, 199 and Part 40.

By Procedural Order dated May 27, 2004, public comment was scheduled for July 19, 2004 at 10:00 a.m., and various deadlines were set for the submission of written comment.

Public comment was held as scheduled on July 19, 2004. Representatives for Staff of the Utilities Division ("Staff"), Arizona Utility Group ("AUG"), Southwest Gas ("SWG"), El Paso Pipeline Group ("El Paso"), and the City of Mesa participated.

During the course of public comment, AUG, SWG and the City of Mesa indicated that they intend to submit revisions to the proposed language contained in A.A.C. R14-5-202(S).

By Procedural Order dated July 19, 2004, the parties were ordered to submit suggested language for proposed A.A.C. R14-5-202(S) on or before August 30, 2004.

On August 2, 2004, AUG, UNS, and SWG filed Comments, which suggested and or/supported amended language for A.A.C. R14-5-202(S).

On August 17, 2004, Staff filed its Additional Supplemental Response to AUG's Comments on the Proposed Rulemaking, which indicated that Staff does not support the amended language

1 proposed by SWG but would support the amended language proposed by UNS.

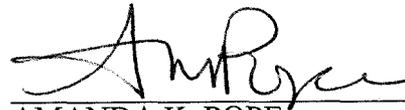
2 On August 30, 2004, SWG and AUG filed a response to Staff's August 17, 2004 Comments.

3 On September 15, 2004, SWG filed a letter on behalf of the parties requesting deferral of a
4 decision in this matter until September 27, 2004. SWG indicated that the parties are attempting to
5 negotiate a resolution of the existing disagreement relating to the text of proposed rule.

6 On September 24, 2004, Staff contacted the administrative law judge to indicate that the
7 parties continue to work toward a resolution of the proposed language for A.A.C. R14-5-202.S and
8 R14-5-205.P. Given the ongoing discussions, Staff, with consent from SWG and UNS, requested an
9 extension of the September 27, 2004 deadline until October 1, 2004.

10 IT IS THEREFORE ORDERED that the deadline for filing any consensus language shall be
11 extended until October 1, 2004.

12 DATED this 27th day of September, 2004.



13
14 AMANDA K. POPE
15 ADMINISTRATIVE LAW JUDGE

16 Copies of the foregoing mailed/delivered
17 this 27 day of September, 2004 to:

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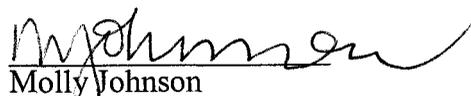
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