



# INTERVENTION

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- 4 WILLIAM A. MUNDELL  
COMMISSIONER

5  
6 IN THE MATTER OF THE JOINT  
7 APPLICATION BETWEEN CITIZENS  
8 UTILITIES COMPANY, INC. AND CAP  
9 ROCK ENERGY CORPORATION FOR  
10 THE APPROVAL OF THE SALE OF  
11 CERTAIN ELECTRIC UTILITY  
12 PROPERTIES IN ARIZONA AND THE  
13 TRANSFER OF THE CERTIFICATE OF  
14 CONVENIENCE AND NECESSITY FROM  
15 CITIZENS AND THE ARIZONA  
16 ELECTRIC DIVISION TO CAP ROCK  
17 ENERGY.

- Docket No. E-01032A-00-0163
- Docket No. E-01032B-00-0163
- Docket No. E-01032C-00-0163
- Docket No. E-03851A-00-0163

## RUCO'S APPLICATION TO INTERVENE

### I.

15 The RESIDENTIAL UTILITY CONSUMER OFFICE ("RUCO") hereby applies to the  
16 Arizona Corporation Commission ("Commission") for an Order granting it leave to intervene in  
17 the above-captioned proceeding.

### II.

18 RUCO was established by the enactment of Arizona Revised Statutes, Section 40-461,  
19 *et seq.*, for the purpose of representing residential utility consumers in matters before the  
20 Commission concerning regulated public service corporations.

### III.

21 Arizona Revised Statutes, Section 40-464.A.2., specifically provides that the Director of  
22 RUCO may do the following:  
23  
24

1 Prepare and present briefs, arguments, proposed rates or orders  
2 and intervene or appear on behalf of residential utility consumers  
3 before hearing officers and the Corporation Commission as a party  
4 in interest and also participate as a party in interest pursuant to  
5 Section 40-254 in proceedings relating to rate making or rate  
6 design and involving public service corporations.

7 IV.

8 The residential utility consumers of Citizens Utilities Company, Inc., will be directly and  
9 substantially affected by a Decision or Order of the Commission in this matter, therefore, it is  
10 necessary and proper that RUCO intervene in the proceeding.

11 V.

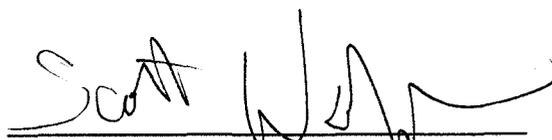
12 In order to fulfill its statutory obligation to protect the residential utility consumers of this  
13 State, RUCO must thoroughly examine the materials presented by the Company, and must  
14 cross-examine witnesses appearing on behalf of the Company and any other parties.  
15 Additionally, RUCO may present testimony and exhibits of its own in any hearings conducted  
16 by the Commission in this matter.

17 VI.

18 The name, mailing address, and telephone number of the person upon whom service of  
19 all documents is to be made is,

20 Scott S. Wakefield, Chief Counsel  
21 Residential Utility Consumer Office  
22 2828 North Central Avenue, Suite 1200  
23 Phoenix, Arizona 85004  
24 (602) 279-5659 ext. 349

RESPECTFULLY SUBMITTED this 24<sup>th</sup> day of March, 2000.

25   
26 Scott S. Wakefield  
27 Chief Counsel

1 AN ORIGINAL AND TEN COPIES  
2 of the foregoing filed this 24<sup>th</sup> day of  
3 March, 2000 with:

3 Docket Control  
4 Arizona Corporation Commission  
5 1200 West Washington  
6 Phoenix, Arizona 85007

5 COPIES of the foregoing hand delivered/  
6 mailed this 24<sup>th</sup> day of March, 2000 to:

7 Jerry Rudibaugh, Chief Hearing Officer  
8 Hearing Division  
9 Arizona Corporation Commission  
10 1200 West Washington  
11 Phoenix, Arizona 85007

10 Lyn Farmer, Chief Counsel  
11 Legal Division  
12 Arizona Corporation Commission  
13 1200 West Washington  
14 Phoenix, Arizona 85007

13 Deborah Scott, Director  
14 Utilities Division  
15 Arizona Corporation Commission  
16 1200 West Washington  
17 Phoenix, Arizona 85007

16 Craig A. Marks  
17 Associate General Counsel  
18 Citizens Utilities Company  
19 2901 North Central Avenue, Suite 1660  
20 Phoenix, Arizona 85012

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22 Portland, Oregon 97201-5718  
23 Attorneys for CAP Rock Energy Corporation  
24 and Cap Rock Electric Cooperative

23 By Cheryl Fraulob  
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