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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

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Arizona Corporation Commission

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Docket No. E-01345A-03-0437

**STAFF REQUEST TO FILE
WITNESS SUMMARIES LATE**

IN THE MATTER OF THE APPLICATION OF
ARIZONA PUBLIC SERVICE COMPANY FOR A
HEARING TO DETERMINE THE FAIR VALUE
OF THE UTILITY PROPERTY OF THE
COMPANY FOR RATEMAKING PURPOSES, TO
FIX A JUST AND REASONABLE RATE OF
RETURN TEHREON, TO APROVE RATE
SCHEDULES DESIGNED TO DEVELOP SUCH
RETURN, AND FOR APPROVAL OF
PURCHASED POWER CONTRACT.

The Procedural Order in this matter provides that witnesses should submit a summary of their testimony no later than two (2) days prior to testifying. Based on the results of the Pre-hearing Conference conducted on October 27, 2004, Staff had anticipated filing witness summaries for Ernest Johnson, Matt Rowell, and Linda Jaress by Thursday, November 4, 2004. Subsequently, on October 29, 2004, Commissioner Mayes submitted a letter to the attention of the parties to this case. Unfortunately, the letter was not received in the Legal Division until today, November 2, 2004.

In her letter Commissioner Mayes requests that witness summaries contain a detailed comparison between the party's original position on all significant issues addressed by the party and the manner in which the settlement addresses those issues. In addition, Commissioner Mayes requests that each witness provide an explanation of why any change in the party's position as reflected in the settlement is in the public interest.

Staff is desirous of providing the Commission and each Commissioner all of the information that might be desired. Accordingly, and since Staff is one of only two parties taking positions on every significant issue in the case, Staff's witness summaries will be somewhat longer and more detailed than would ordinarily be the case. In addition, Staff's revenue requirements witness, Linda

1 Jaress, has been unavailable between October 29, 2004 and November 4, 2004, due to an urgent
2 personal matter requiring her attention out of state.

3 As indicated above, Staff wants to provide all the information requested in a timely and
4 complete manner. The sequence of events described above will make it extremely difficult to
5 accommodate the Procedural Order's schedule while meeting the request from Commissioner Mayes.
6 Therefore, Staff hereby requests that we be permitted to submit the witness summaries for Ernest
7 Johnson, Matt Rowell and Linda Jaress by the end of the day on Friday, November 5, 2004.

8 RESPECTFULLY SUBMITTED this 3rd day of November, 2004.

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