

OPEN MEETING AGENDA ITEM



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BEFORE THE ARIZONA CORPORATION
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COMMISSIONERS
JEFF HATCH-MILLER - Chairman
WILLIAM A. MUNDELL
MARC SPITZER
MIKE GLEASON
KRISTIN K. MAYES

2005 JAN 27 A 11:20

AZ CORP COMMISSION
DOCUMENT CONTROL

Arizona Corporation Commission
DOCKETED

JAN 27 2005

DOCKETED BY *CAH*

IN THE MATTER OF THE APPLICATION OF
KEATON DEVELOPMENT COMPANY, INC.
FOR APPROVAL OF FINANCING.

DOCKET NO. W-02169A-04-0363

STAFF'S EXCEPTIONS

The Utilities Division ("Staff") of the Arizona Corporation Commission respectfully files these exceptions to the Recommended Opinion and Order ("ROO") filed in this docket. Staff is grateful that the ROO adopted almost all of Staff's recommendations. Nevertheless, Staff would like the ROO modified in one minor respect. The ROO recommends holding the docket open for 180 days to allow Keaton to file additional documentation to support its application. Staff does not oppose this concept. But the particular additional information required in the ROO is insufficient. The ROO proposes "six months" of actual data. Staff believes that a full year of actual data would be much more useful and accurate. Accordingly, Staff requests that the Commission require Keaton to file actual data for all of 2004. A proposed amendment to adopt this recommendation is attached as Exhibit A.

RESPECTFULLY SUBMITTED this th 27 day of January 2005.

Timothy J. Sabo
Diane M. Targovnik
Attorneys, Legal Division
Arizona Corporation Commission
1200 West Washington Street
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(602) 542-3402

1 The original and thirteen (13) copies
of the foregoing were filed this
2 27th day of January 2005 with:

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

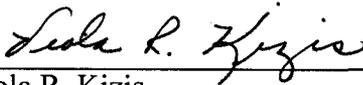
5
6 Copies of the foregoing were mailed this
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Viola R. Kizis
Secretary to Timothy J. Sabo

THIS AMENDMENT:		
_____ Passed _____	Passed as amended by _____	
_____ Failed _____	_____ Not Offered _____	_____ Withdrawn _____

UTILITIES DIVISION PROPOSED AMENDMENT # 1

DATE PREPARED January 26, 2005

COMPANY: Keaton Development Company, Inc.

DECISION NO. _____ DOCKET NO[S]. W-02169A-04-0363

OPEN MEETING DATE: February 8 and 9, 2005 AGENDA ITEM NO. _____

1. Page 5, lines 14-15, **DELETE** “a minimum of six months of”;
2. Page 5, line 15, after “actual audited revenue and income data” **INSERT** “for all of 2004”;
3. Page 6, lines 8-9, **DELETE** “a minimum of six months of”;
4. Page 6, line 9, after “actual audited revenue and income data” **INSERT** “for all of 2004.”

Exhibit “A”