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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

2005 MAR -2 P 2: 22

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

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF:

DOCKET NO. E-01345A-04-0657

AVIS READ, individually, on behalf of all similarly situated,

Arizona Corporation Commission

DOCKETED

Complainants,

MAR 02 2005

v.

ARIZONA PUBLIC SERVICE COMPANY,

| | |
|-------------|-----------|
| DOCKETED BY | <i>RJ</i> |
|-------------|-----------|

Respondent.

IN THE MATTER OF THE APPLICATION OF
ARIZONA PUBLIC SERVICE COMPANY FOR A
DECLARATORY ORDER REGARDING BILL
ESTIMATION PROCEDURES.

DOCKET NO. E-01345A-03-0775

PROCEDURAL ORDER

BY THE COMMISSION:

On October 22, 2003, Arizona Public Service Company ("APS") filed an application requesting a declaratory order finding that its past and present procedures for bill estimation either are exempt from or comply with the requirements of A.A.C. R14-2-102 and R14-2-1612 ("Application for Declaratory Order").

On September 9, 2004, Avis Read ("Complainant"), on her own behalf and on behalf of a class of customers of APS filed a complaint ("Complaint") against APS.

On November 2, 2004, a Procedural Order was issued consolidating these matters and setting procedural dates, including a hearing on January 20, 2005.

On January 6, 2005, an amended Procedural Order was issued, modifying filing dates, and changing the hearing date to February 2, 2005.

On January 27, 2005, APS requested a telephonic procedural conference to discuss a procedural issue.

1 On January 28, 2005, a telephonic procedural conference was held with the parties. APS
2 requested a short suspension of the procedural schedule for one week, in order to allow it and the
3 parties to discuss settlement of these consolidated matters. No party opposed the request, and the
4 request was granted. A telephonic procedural conference was scheduled for Friday, February 4, 2005
5 at 1:30 p.m. for an update on the status of discussions.

6 On February 4, 2005, the telephonic procedural conference was held and the parties indicated
7 that they would like additional time for settlement discussions.

8 On February 17, 2005, a procedural conference was held. The parties indicated that they
9 would like additional time for settlement discussions.

10 On February 25, 2005, Staff filed a Notice of Filing Proposed Settlement, and on February 28,
11 2005, a Procedural Conference was held to discuss the procedural schedule.

12 IT IS THEREFORE ORDERED that a hearing on the Settlement Agreement in these dockets
13 will commence on April 7, 2005, at 10:00 a.m., or as soon thereafter as is practical, at the
14 Commission's offices, 1200 West Washington Street, Phoenix, Arizona.

15 IT IS FURTHER ORDERED that the parties shall file testimony and exhibits related to the
16 Settlement Agreement, to be presented at hearing, on or before March 18, 2005.

17 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
18 Communications) continues to apply to this proceeding.

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

21 Dated this 2 day of March, 2005

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23 
24 LYN FARMER
CHIEF ADMINISTRATIVE LAW JUDGE

25 The foregoing was mailed/delivered
this 2 day of March, 2005 to:

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19 By:


Molly Johnson
Secretary to Lyn Farmer

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