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AZ CORP COMMISSION  
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BEFORE THE ARIZONA CORPORATION COMMISSION

JEFF HATCH-MILLER,  
Chairman

MARC SPITZER,  
Commissioner

WILLIAM A. MUNDELL,  
Commissioner

MIKE GLEASON  
Commissioner

KRISTIN K. MAYES  
Commissioner

Arizona Corporation Commission  
**DOCKETED**

APR 14 2005

DOCKETED BY *KS*

IN THE MATTER OF THE COMPLAINT  
OF MOHAVE ELECTRIC COOPERATIVE,  
INC. AGAINST UNISOURCE ENERGY  
CORPORATION AND UNS ELECTRIC,  
INC.

Docket No: E-01750A-04-0798  
Docket No: E-04204A-04-0798  
Docket No: E-04230A-04-0798

IN THE MATTER OF THE APPLICATION  
OF UNS ELECTRIC, INC. FOR AN ORDER  
APPROVING A TRANSFER OF A  
PORTION OF A CERTIFICATE OF  
CONVENIENCE AND NECESSITY FROM  
MOHAVE ELECTRIC COOPERATIVE,  
INC.

Docket No: E-01750A-04-0824  
Docket No: E-04204A-04-0824

**NOTICE OF FILING  
AFFIDAVITS OF PUBLICATION**

UniSource Energy Corporation and UNS Electric, Inc. ("UniSource"), hereby  
submit affidavits of publication of the Public Notice of Consolidated Hearing on the  
Complaint of Mohave Electric Cooperative, Inc. Against UniSource Energy Corporation

1 and UNS Electric, Inc. and Application of UNS Electric, Inc. for an Order Approving a  
2 Transfer of a Portion of a Certificate of Convenience and Necessity from Mohave Electric  
3 Cooperative, Inc. for the above-captioned matter in compliance with the February 18,  
4 2005 Procedural Order. The Notice of Consolidated Hearing was published in the  
5 following publications on the corresponding dates:  
6

7 *Kingman Daily Miner* March 24, 2005  
8 *Today's News-Herald* March 25, 2005  
9 (Lake Havasu City)

10 RESPECTFULLY SUBMITTED this 14<sup>th</sup> day of April, 2005.

11 LEWIS AND ROCA LLP

12 

13 Thomas H. Campbell  
14 Michael T. Hallam  
15 40 N. Central Avenue  
16 Phoenix, Arizona 85004

17 - AND -

18 Michelle Livengood  
19 UniSource Energy Corporation  
20 One S. Church Avenue  
21 P.O. Box 711  
22 Tucson, Arizona 85702-0711

23 Attorneys for UNS Electric, Inc.

24 ORIGINAL and thirteen (13) copies  
25 of the foregoing filed this 14<sup>th</sup> day of  
26 April, 2005, with:

The Arizona Corporation Commission  
Utilities Division – Docket Control  
1200 W. Washington Street  
Phoenix, Arizona 85007

LEWIS  
AND  
ROCA  
LLP  
LAWYERS

1 COPY of the foregoing hand-delivered  
this 14<sup>th</sup> day of April, 2005, to:

2 Jason Gellman  
3 Diane Targovnik  
4 Legal Division – Arizona Corporation Commission  
1200 W. Washington Street  
Phoenix, Arizona 85007

5 Dwight Nodes  
6 Hearing Division – Arizona Corporation Commission  
1200 W. Washington Street  
7 Phoenix, Arizona 85007

8 Ernest Johnson, Director  
9 Utilities Division  
Arizona Corporation Commission  
1200 W. Washington Street  
10 Phoenix, Arizona 85007

11 COPY of the foregoing mailed this  
12 14<sup>th</sup> day of April, 2005, to:

13 Michael A. Curtis  
14 William P. Sullivan  
15 K. Russell Romney  
Curtis, Goodwin, Sullivan, Udall & Schwab, P.L.C.  
2712 N. 7<sup>th</sup> Street  
16 Phoenix, Arizona 85006-1090

17 Terrence G. O'Hara,  
18 Vice President Western Division  
Central Trucking, Inc.  
P.O. Box 6355  
19 Kingman, Arizona 86401

20  
21  
22   
23  
24  
25  
26

AFFIDAVIT OF PUBLICATION

Kingman Daily Miner

3015 Stockton Hill Road, Kingman, AZ 86401

web: www.kingmandailyminer.com • e-mail: legals@kingmandailyminer.com

Phone (928) 753-6397, ext. 239 • Fax (928) 753-5661

"Serving Kingman since 1882"

STATE OF ARIZONA     )  
County of Mohave     ) ss.

I, **Michelle Sullivan**, being first duly sworn on her oath says:  
That she is the Legals Clerk of THE KINGMAN DAILY MINER  
An Arizona corporation, which owns and publishes the Miner,  
a Daily Newspaper published in the City of Kingman, County of Mohave,  
Arizona; that the notice attached hereto, namely,

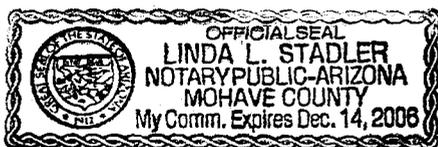
**Public Notice  
No. 1775**

Has, to the personal knowledge of affiant, been published in the news-  
paper aforesaid, according to law, on the **24th** day of **March, 2005**  
**03/24/2005.**

By: Michelle Sullivan  
Legal Clerk, **28th** Day of **March, 2005**

By: Linda L. Stadler  
Notary Public

My commission expires: 12/14/2006



**PUBLIC NOTICE OF CONSOLIDATED  
HEARING ON THE COMPLAINT OF  
MOHAVE ELECTRIC COOPERATIVE, INC.  
AGAINST UNISOURCE ENERGY CORPO-  
RATION AND UNS ELECTRIC, INC. (DOCK-  
ET NO. e-01750A-04-0798 et al.) AND  
APPLICATION OF UNS ELECTRIC, INC.  
FOR AN ORDER APPROVING A TRANSFER  
OF A PORTION OF A CERTIFICATE OF  
CONVENIENCE AND NECESSITY FROM  
MOHAVE ELECTRIC COOPERATIVE, INC.  
(DOCKET NO. e-01750A-04-0824 et al.)**

On November 5, 2004, Mohave Electric Cooperative, Inc. ("Mohave") files with the Arizona Corporation Commission ("Commission") a Complaint against UniSource Energy Corporation and UNS Electric, Inc. ("UNS") alleging, among other things, that UNS has improperly refused to provide wholesale service to Mohave under an Open Access Transmission tariff, and that UNS has refused to negotiate in good faith a system-wide border area agreement with Mohave. The Complaint was prompted by a request for service from Central Trucking, Inc. ("CTI") which plans to construct a building to conduct business in Mohave's certificated service area.

On November 15, 2004, UNS filed with the Commission an application seeking to have territory that was previously within the certificated service territory of UNS' predecessor, Citizens Utilities Company ("Citizens"), "revert" to UNS. Mohave currently holds the Certificate of Convenience and Necessity ("CC&N") for the territory that is in dispute, and in which CTI's property is located, pursuant to Decision No. 58798 (October 14, 1994). UNS contends that Mohave was granted the portion of the service area in question solely for the purpose of serving a specific customer, North Star Steel Company, which is no longer in business. UNS claims that because the disputed area was previously served by Citizens, and North Star is no longer in business, the CC&N area in which CTI is located should revert to UNS as Citizens' successor in interest.

On January 31, 2005, the Commission issued an Emergency Order for Provision of Electric Service ("Emergency Order") (Decision No. 67535). In the Emergency Order, the Commission directed UNS to immediately provision electric service to CTI, on an interim basis, until the issues raised in these dockets have been resolved.

The Commission will hold a hearing on this matter beginning August 2, 2005, at 10:00 a.m., at the Commission's offices, 1200 West Washington, Phoenix, Arizona. Public comments will be taken on the first day of the hearing. Written public comments may be submitted via e-mail (visit <http://www.cc.state.az.us/utility/cons/index.htm> for instructions), or by mailing a letter referencing Docket No. E-04230A-04-0798 et al. to: Arizona Corporation Commission, Consumer Services Section, 1200 West Washington, Phoenix, AZ 85007. If you have any questions about this application, you may also contact the Consumer Services Section of the Commission by calling 1-800-222-7000.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written motion to intervene with the Commission, which motion must be sent to all parties of record, and must contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different from the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer, a shareholder, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to all parties of record in the case.

The granting of intervention, among other things, entitles a party to present sworn evidence at the hearing and to cross-examine other witnesses. The granting of motions to intervene shall be governed by A.A.C. R14-13-105, except that all motions to intervene must be filed on or before May 16, 2005. For information about requesting intervention, visit the Arizona Corporation Commission's webpage at <http://www.cc.state.az.us/utility/cons/index.htm>. However, failure to intervene will not preclude any interested person or entity from appearing at the hearing and providing public comment on the application or from filing written comments in the record of the case. The Commission does not discriminate on basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting the ADA Coordinator, Linda Hogan, at [LHogan@admin.cc.state.az.us](mailto:LHogan@admin.cc.state.az.us), voice phone number 602/542-3931. Requests should be made as early as possible to allow time to arrange the accommodation.

Notice of Proof of Publication

STATE OF ARIZONA
=====
SS
COUNTY OF MOHAVE
=====

[Handwritten signature]

Laura Kirsch,
being duly sworn, says that during the publication of the notice, as herein mentioned, she was and now is the
Advertising Agent of Today's News-Herald, a six-times weekly newspaper published on Sunday, Monday
, Tuesday, Wednesday, Thursday and Friday of each and every week at the City of Lake Havasu City, in Mohave
County, State of Arizona. That said newspaper was printed and published as aforesaid on the following dates,
to-wit:

PUBLIC NOTICE OF CONSOLIDATED HEARING
TUCSON ELECTRIC POWER
DOCKET NO. e-01750A-04-0798/ e-01750A-04-0824

Published date:

March 25, 2005

of which the annexed copy is a printed and true copy, was printed and inserted in each
and every copy of said newspaper, printed and published on the dates aforesaid, and
in the body of said newspaper and not in a supplement there
Subscribed and sworn to before me this 28th day of March, 2005.

[Handwritten signature]
Notary Public

My Commission Expires
OFFICIAL SEAL
SANDRA LOGALBO
Notary Public - State of Arizona
MOHAVE COUNTY
My Comm. Expires July 24, 2008

**INC., INC. FOR AN ORDER  
APPROVING A TRANSFER OF  
A PORTION OF A CERTIFI-  
CATE OF CONVENIENCE AND  
NECESSITY FROM MOHAVE  
ELECTRIC COOPERATIVE,  
INC. (DOCKET NO. e-01750A-04-  
0824 et al.)**

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