

ORIGINAL

OPEN MEETING 41



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MEMORANDUM

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Arizona Corporation Commission

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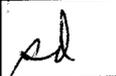
DOCKETED

TO: THE COMMISSION

APR 04 2001

AZ CORP COMMISSION  
DOCUMENT CONTROL

FROM: Utilities Division

DOCKETED BY 

DATE: April 4, 2001

RE: ARIZONA ELECTRIC POWER COOPERATIVE, INC., AND TRICO ELECTRIC COOPERATIVE, INC., - JOINT APPLICATION FOR APPROVAL OF AN AMENDED AND RESTATED PURCHASE AND WELL SERVICE AGREEMENT WITH PHELPS DODGE SIERRITA, INC. (DOCKET NOS. E-01773A-01-0239 AND E-01461A-01-0239)

On March 20, 2001, Arizona Electric Power Cooperative, Inc. ("AEPSCO") and Trico Electric Cooperative, Inc. ("Trico"), filed a joint application for approval of an *Amended and Restated Purchase and Well Service Agreement* with Phelps Dodge Sierrita, Inc. ("PD Sierrita"). An abridged version of the agreement, with confidential portions redacted, was filed with Docket Control. A complete version of the agreement was filed confidentially with Staff.

Staff recommends that the application be suspended for 60 days so that Staff can have sufficient time to evaluate the application.

Deborah R. Scott  
Director  
Utilities Division

DRS:BEK:jbc/TIW

ORIGINATOR: Barbara Keene

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 WILLIAM A. MUNDELL  
Chairman  
3 JIM IRVIN  
Commissioner  
4 MARC SPITZER  
Commissioner  
5

6 IN THE MATTER OF ARIZONA ELECTRIC )  
POWER COOPERATIVE, INC., AND TRICO )  
7 ELECTRIC COOPERATIVE, INC., - JOINT )  
APPLICATION FOR APPROVAL OF AN )  
8 AMENDED AND RESTATED PURCHASE AND )  
WELL SERVICE AGREEMENT WITH PHELPS )  
9 DODGE SIERRITA, INC. )

DOCKET NOS. E-01773A-01-0239  
E-01461A-01-0239

DECISION NO. \_\_\_\_\_

ORDER

10 Open Meeting  
April 17 and 18, 2001  
11 Phoenix, Arizona

12 BY THE COMMISSION:

13 FINDINGS OF FACT

14 1. Arizona Electric Power Cooperative, Inc. ("AEPCO"), and Trico Electric Cooperative,  
15 Inc. ("Trico"), are certificated to provide electric service as public service corporations in the State of  
16 Arizona.

17 2. On March 20, 2001, Arizona Electric Power Cooperative, Inc. ("AEPCO"), and Trico  
18 Electric Cooperative, Inc. ("Trico"), filed a joint application for approval of an *Amended and Restated*  
19 *Purchase and Well Service Agreement* with Phelps Dodge Sierrita, Inc. ("PD Sierrita"). An abridged  
20 version of the agreement, with confidential portions redacted, was filed with Docket Control. A  
21 complete version of the agreement was filed confidentially with Staff.

22 3. Staff has recommended that the application be suspended for 60 days so that Staff can  
23 have sufficient time to evaluate the application.

24 CONCLUSIONS OF LAW

25 1. AEPCO and Trico are Arizona public service corporations within the meaning of Article  
26 XV, Section 2, of the Arizona Constitution.

27 2. The Commission has jurisdiction over AEPCO and Trico and over the subject matter of  
28 the application.

1 3. The Commission, having reviewed the application and Staff's Memorandum dated March  
2 29, 2001, concludes that it is in the public interest to suspend the application for a period of sixty (60)  
3 days.

4 ORDER

5 IT IS THEREFORE ORDERED that the application be and hereby is suspended until and  
6 including June 18, 2001.

7 IT IS FURTHER ORDERED that this Decision shall become effective immediately.

8 **BY ORDER OF THE ARIZONA CORPORATION COMMISSION**

9  
10 CHAIRMAN

COMMISSIONER

COMMISSIONER

11 IN WITNESS WHEREOF, I, BRIAN C. McNEIL,  
12 Executive Secretary of the Arizona Corporation  
13 Commission, have hereunto, set my hand and caused the  
14 official seal of this Commission to be affixed at the Capitol,  
15 in the City of Phoenix, this \_\_\_\_ day of \_\_\_\_\_, 2001.

16 \_\_\_\_\_  
17 BRIAN C. McNEIL  
18 Executive Secretary

19 DISSENT: \_\_\_\_\_

20 DRS.BEK:jbc/TIW

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