

ORIGINAL



0000035875

RECEIVED

2002 JAN 10 P 4:08

AZ CORP COMMISSION
DOCUMENT CONTROL

BEFORE THE ARIZONA CORPORATION COMMISSION

1
2
3 **WILLIAM A. MUNDELL**
Chairman
4 **JIM IRVIN**
Commissioner
5 **MARC SPITZER**
Commissioner

6
7 IN THE MATTER OF THE ARIZONA
PUBLIC SERVICE COMPANY'S
8 REQUEST FOR VARIANCE OF
CERTAIN REQUIREMENTS OF A.A.C.
9 R14-2-1606.

Docket No. E-01345A-01-0822
NOTICE OF APPEARANCE

10 NOTICE IS GIVEN that Randall H. Warner and the law firm of Jones
11 Skelton & Hochuli, PLC are appearing as local counsel of record for the Kroger
12 Company dba Fry's Food and Drug Company. Mr. Warner intends to act as local
13 counsel pursuant to Rule 33(d)(2), Rules of the Supreme Court of Arizona. Michael L.
14 Kurtz and Boehm, Kurtz & Lowry will be seeking admission to appear before the
15 Commission pro hac vice. Mr. Kurtz has filed his Non-Resident Attorney Pro Hac Vice
16 application with the State Bar of Arizona, and a Motion to Associate Counsel Pro Hac
17 Vice will be filed as soon as the certificate from the State Bar of Arizona is received.

18 A copy of all pleadings in the case should be served upon Mr. Warner. In
19 addition, it is requested that parties who have filed pleadings in this matter and who
20 have not already served them upon the Kroger Company, please send a copy of the
21 pleading to counsel at the following address:

22 Randall H. Warner, Esq.
23 Jones Skelton & Hochuli, PLC
2901 N. Central Avenue, Suite 800
24 Phoenix, Arizona 85012
602-263-1797
25 602-200-7859 fax

Arizona Corporation Commission
DOCKETED

JAN 10 2002

DOCKETED BY 

JONES, SKELTON & HOCHULI, P.L.C.
ATTORNEYS AT LAW
2901 NORTH CENTRAL AVENUE
SUITE 800
PHOENIX, ARIZONA 85012
TELEPHONE (602) 263-1700

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

RESPECTFULLY SUBMITTED this 10th day of January, 2002.

JONES, SKELTON & HOCHULI, P.L.C.

By Andreas K. Wavets
For Randall H. Warner
2901 North Central Avenue, Suite 800
Phoenix, Arizona 85012
Attorneys for The Kroger Company

ORIGINAL and 10 COPIES filed
this 10th day of December, 2001, with:

Docket Control
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

COPY of the foregoing mailed
this 10th day of January, 2002, to:

Scott S. Wakefield, Esq.
RUCO
2828 N. Central Avenue
Suite 1200
Phoenix, Arizona 85004

Greg Patterson, Esq.
245 W. Roosevelt
Phoenix, Arizona 85003
Arizona Competitive Power Alliance

C. Webb Crockett, Esq.
Jay L. Shapiro, Esq.
Fennemore Craig, P.C.
3003 N. Central Avenue
Suite 2600
Phoenix, Arizona 85012-2913
Attorneys for Reliant Resources, Inc.
and Panda Gila River, LP

Walter W. Meek, President
Arizona Utility Investors Association
2100 N. Central Avenue
Suite 210
Phoenix, Arizona 85004

JONES, SKELTON & HOCHULL, P.L.C.

ATTORNEYS AT LAW
2901 NORTH CENTRAL AVENUE
SUITE 800
PHOENIX, ARIZONA 85012
TELEPHONE (602) 263-1700

- 1 Lawrence V. Robertson, Jr., Esq.
Munger Chadwick, PLC
- 2 333 N. Wilmot
Suite 300
- 3 Tucson, Arizona 85711
Attorneys for Southwestern Power Group, LLC
- 4 Toltec Power Station, LLC
Bowie Power Station, LLC and
- 5 Sempra Energy Resources

- 6 Roger K. Ferland, Esq.
Quarles & Brady Streich Lang, LLP
- 7 Two North Central Avenue
Phoenix, Arizona 85004-2391
- 8 Attorneys for PG&E National Energy Group

- 9 Steven J. Duffy, Esq.
Ridge & Isaacson
- 10 3101 N. Central Avenue
Suite 1090
- 11 Phoenix, Arizona 85012

- 12 Steve Lavigne
Director of Regulatory Affairs
- 13 Duke Energy
4 Triad Center
Suite 1000
- 14 Salt Lake City, Utah 84180

- 15 Robert S. Lynch, Esq.
Arizona Transmission Dependent Utility Group
- 16 340 E. Palm Lane
Suite 140
- 17 Phoenix, Arizona 85004-4529

- 18 Dennis L. Delaney
K.R. Saline & Associates
- 19 160 N. Pasadena
Suite 101
- 20 Mesa, Arizona 85201-6764

- 21 Thomas L. Mumaw, Esq.
Jeffrey B. Guldner, Esq.
- 22 Snell & Wilmer, LLP
400 E. Van Buren Street, 19th Floor
- 23 Phoenix, Arizona 85004-0001
- 24 Attorneys for Arizona Public Service Company

- 25
- 26

JONES, SKELTON & HOCHULL, P.L.C.

ATTORNEYS AT LAW
2901 NORTH CENTRAL AVENUE
SUITE 800
PHOENIX, ARIZONA 85012
TELEPHONE (602) 263-1700

- 1 Michael L. Kurtz, Esq.
- 2 Boehm, Kurtz & Lowry
- 3 36 E. Seventh Street
Suite 2110
Cincinnati, Ohio 45202

- 4 Christopher Kemply, Chief Counsel
- 5 Arizona Corporation Commission
- 6 Legal Division
1200 W. Washington Street
Phoenix, Arizona 85007

- 7 Ernest Johnson, Director
- 8 Utilities Division
- 9 1200 W. Washington Street
- 10 Phoenix, Arizona 85007
- 11 M. Lawler
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

BEFORE THE ARIZONA CORPORATION COMMISSION

WILLIAM A. MUNDELL
Chairman
JIM IRVIN
Commissioner
MARC SPITZER
Commissioner

IN THE MATTER OF THE ARIZONA
PUBLIC SERVICE COMPANY'S
REQUEST FOR VARIANCE OF
CERTAIN REQUIREMENTS OF A.A.C.
R14-2-1606.

Docket No. E-01345A-01-0822

**ORDER GRANTING ADMISSION
OF ASSOCIATE COUNSEL PRO
HAC VICE**

A Motion to Associate Counsel Pro Hac Vice has been filed seeking to associate Michael L. Kurtz and the firm of Boehm, Kurtz & Lowry as pro hac vice associate counsel of record for the Kroger Company dba Fry's Food and Drug Company. Good cause appearing,

IT IS ORDERED granting the Motion to Associate Counsel Pro Hac Vice. This Order is valid for a period of one year from the date of entry, and shall be renewed for subsequent one-year periods upon compliance with the renewal procedures specified in Rule 33, Rules of the Supreme Court of Arizona.

DATED this ___ of January, 2002.

Administrative Law Judge