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BEFORE THE ARIZONA CORPORATION COMMISSION RECEIVED

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Arizona Corporation Commission  
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AZ CORP COMMISSION  
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IN THE MATTER OF THE APPLICATION OF ) DOCKET NO. E-01787A-01-0063  
NAVOPACHE ELECTRIC COOPERATIVE, INC.)  
AN ARIZONA NON-PROFIT CORPORATION )  
FOR A FINDING OF FAIR VALUE OF ITS )  
PROPERTIES AND A FAIR RETURN )  
THEREON, AND FOR APPROVAL OF RATES )  
CHARGES, AND FOR APPROVAL OF )  
CHANGES TO ITS POLICY MANUAL )

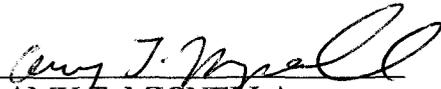
**NOTICE OF ERRATA AND REQUEST FOR HEARING APPEARANCE**  
**ACCOMMODATION ON BEHALF OF INTERVENOR**  
**WHITE MOUNTAIN APACHE TRIBE**

Intervenor, White Mountain Apache Tribe, respectfully files the attached surrebuttal testimony of Steven W. Ruback with corrected formatting.

The Tribe also hereby requests accommodation in scheduling of its witness at hearing. The Tribe's expert, Mr. Steven Ruback, has a scheduling conflict on October 31<sup>st</sup> and November 1<sup>st</sup>. Although he will be available on October 30<sup>th</sup>, the first scheduled day of the hearing on this matter, his October 31<sup>st</sup> commitment and increased travel time demands necessitate that he depart for the airport at 3:00 p.m. on the 30<sup>th</sup>. Mr. Ruback is available on November 2<sup>nd</sup> but it is the Tribe's preference that the proceeding not be continued until that date. As such, the Tribe hereby requests that witnesses be scheduled to appear on October 30th in an order that enables Mr. Ruback to conclude his testimony by 3:00 p.m.

Respectfully submitted this 16th day of October, 2001.

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By:   
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ATTORNEY FOR INTERVENOR  
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**PROOF OF SERVICE AND CERTIFICATE OF MAILING**

I hereby certify that on this the 16th day of October, 2001, an original and ten (10) copies of the foregoing document have been mailed to:

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Phoenix, Arizona 85007

With copies of the foregoing mailed this 16th day of October, 2001 to:

Lyn Farmer, Chief Administrative Law Judge  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, Arizona 85007

Christopher Kempley, Chief  
Legal Division  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, Arizona 85007

Deborah R. Scott, Director  
Utilities Division  
Arizona Corporation Commission

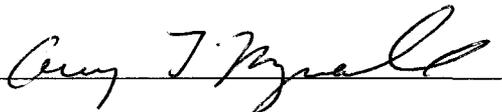
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By:   
Amy T. Mignella

**SURREBUTTAL TESTIMONY OF STEVEN W. RUBACK**

The Columbia Group  
785 Washington Street  
Canton, MA 02021

1 Q. Please state your name and address.

2 A. My name is Steven W. Ruback and my business address is 785 Washington  
3 Street, Canton, Massachusetts.

4

5 Q. Are you the same Steven Ruback who submitted direct testimony in this  
6 proceeding?

7 A. I am.

8

9 Q. What is the purpose of your surrebuttal testimony?

10 A. My surrebuttal testimony will provide additional support for the White Mountain  
11 Apache Tribe's proposed revisions to the rate design sought by Navopache  
12 Electric Cooperative and respond to rebuttal testimony filed by David W. Hedrick  
13 on behalf of Navopache.

14

15 Q. What is the unemployment level on the White Mountain Apache Tribe's  
16 Reservation?

17 A. It is my understanding that the most recent assessments indicate an  
18 unemployment rate of approximately 23% on the Tribe's Reservation.

19

20 Q. How many individuals living on the Reservation fall below the poverty level?

21 A. It is my understanding that at present more than 50% of individuals living on the  
22 Reservation live below the federal poverty level.

23

1 Q. How do available fuel sources such as propane support Navopache's proposed  
2 residential customer charge?

3 A. In my opinion they do not. The availability of other fuels such as propane is an  
4 insufficient justification for the proposed residential customer charge increase of  
5 more than 60%.

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7 Q. Does this conclude your surrebuttal testimony?

8 A. Yes, it does.

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