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BEFORE THE ARIZONA CORPORATION COMMISSION 2002 SEP 20 P 4: 28

DOCKETED

WILLIAM A. MUNDELL  
Chairman  
JIM IRVIN  
Commissioner  
MARC SPITZER  
Commissioner

SEP 20 2002

AZ CORP COMMISSION  
DOCUMENT CONTROL

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E-01345A-02-0707

DOCKET NO. E-01345A-02-\_\_

IN THE MATTER OF THE APPLICATION OF ARIZONA PUBLIC SERVICE COMPANY FOR AN ORDER OR ORDERS AUTHORIZING IT TO ISSUE, INCUR, OR ASSUME EVIDENCES OF LONG-TERM INDEBTEDNESS; TO ACQUIRE A FINANCIAL INTEREST OR INTERESTS IN AN AFFILIATE OR AFFILIATES; TO LEND MONEY TO AN AFFILIATE OR AFFILIATES; AND TO GUARANTEE THE OBLIGATIONS OF AN AFFILIATE OR AFFILIATES

MOTION FOR LEAVE TO INTERVENE

**APPLICATION OF PANDA GILA RIVER L.P. FOR LEAVE TO INTERVENE**

Pursuant to A.A.C. R14-3-105, Panda Gila River, L.P. ("PGR") hereby applies to the Arizona Corporation Commission (the "Commission") for an order granting PGR leave to intervene in the above-captioned proceeding. The Commission should grant PGR leave to intervene in this matter because PGR is directly and substantially affected by these proceedings. PGR has been an intervenor and active participant in each of the Commission's pending dockets concerning electric competition. As a merchant generator, PGR has an interest in how the Commission will address Arizona Public Service Company's ("APS") request to obtain a financial interest in, or guarantee the financial obligations of, its unregulated affiliate, Pinnacle West Energy Corporation ("PWEC") and/or its parent company, Pinnacle West Capital Corporation ("PWCC"). Despite the Commission's decision to stay the transfer of APS's generation to PWEC, PWEC and PGR remain wholesale competitors seeking to provide power for APS's standard offer retail customers. The relief afforded APS in this docket, if any, could have a substantial impact on Electric Competition, including, without limitation, PWEC's ability to compete to provide generation to APS's Standard Offer customers.



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RESPECTFULLY SUBMITTED this 20th day of September, 2002

FENNEMORE CRAIG, P.C.



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ORIGINAL and 10 copies of the  
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