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BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION
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8 IN THE MATTER OF THE FILING BY
TUCSON ELECTRIC POWER COMPANY
9 TO AMEND DECISION NO. 62103.

Docket No. E-01933A-05-0650

RUCO's JOINDER IN STAFF'S REQUEST FOR PROCEDURAL ORDER

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12 The Residential Utility Consumer Office ("RUCO") joins in Staff's Request for a

13 Procedural Order, filed on April 18, 2006. RUCO agrees that, in light of the Commission's

14 recent decision to hold a hearing to consider whether Decision No. 62103 should be amended,

15 it is appropriate to proceed in the manner Staff has suggested. The issue of whether Tucson

16 Electric Power Company ("TEP") is entitled to charge market-based generation rates beginning

17 in 2009 is clearly the central issue to be decided, and the manner in which other issues can or

18 should be addressed is dependent on the Commission's ruling on this central issue. RUCO

19 expects that the Commission would first decide whether those rates will be market-based in

20 principle, but would not be making a determination of what precisely those rates would be. If

21 the Commission ultimately agreed that rates would be market-based, it could then evaluate the

22 proposals TEP made in its September 12, 2005 Motion to Amend Decision No. 62103, as well

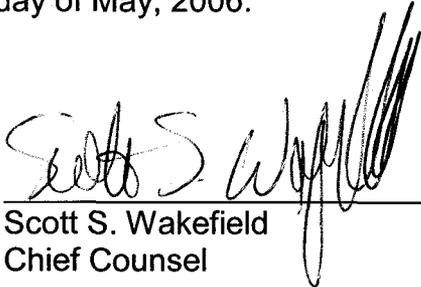
23 as Demand Side Management, Renewable Energy Standards, and Time of Use tariffs, in a

24 second phase of the proceeding. If the Commission determined in the first phase that rates

would not be market-based, the Commission could undertake whatever second phase is

1 necessary to address outstanding matters, including what cost-based rates would apply in
2 2009, Demand Side Management, Renewable Energy Standards, and Time of Use tariffs.
3 RUCO also concurs with the time frames suggested in Staff's Request.

4 RESPECTFULLY SUBMITTED this 5th day of May, 2006.

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Chief Counsel

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