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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

2004 FEB -6 A 11: 37

MARC SPITZER - Chairman
WILLIAM A. MUNDELL
JEFF HATCH-MILLER
MIKE GLEASON
KRISTIN K. MAYES

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AZ CORP COMMISSION
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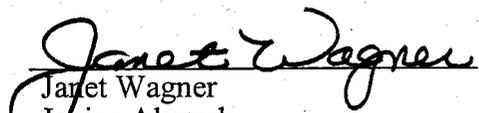
7	IN THE MATTER OF COMPETITION IN THE PROVISION OF ELECTRIC SERVICES THROUGHOUT THE STATE OF ARIZONA	DOCKET NO. RE-00000C-94-0165
8	IN THE MATTER OF THE STRANDED COST FILING AND REQUEST FOR A WAIVER OF CERTAIN PORTIONS OF THE RULES FILED BY MOHAVE ELECTRIC COOPERATIVE, INC.	DOCKET NO. E-01750A-98-0467
9	IN THE MATTER OF THE FILING BY MOHAVE ELECTRIC COOPERATIVE, INC. OF UN-BUNDLED AND STANDARD OFFER SERVICE TARIFFS PURSUANT TO A.A.C. R14-2-1606	DOCKET NO. E-01750A-97-0701
10	IN THE MATTER OF THE STRANDED COST FILING AND REQUEST FOR A WAIVER OF CERTAIN PORTIONS OF THE RULES FILED BY TRICO ELECTRIC COOPERATIVE, INC.	DOCKET NO. E-01461A-98-0466
11	IN THE MATTER OF THE FILING BY TRICO ELECTRIC COOPERATIVE, INC. OF UN-BUNDLED AND STANDARD OFFER SERVICE TARIFFS PURSUANT TO A.A.C. R14-2-1606	DOCKET NO. E-01461A-97-0696
12	IN THE MATTER OF THE STRANDED COST FILING AND REQUEST FOR A WAIVER OF CERTAIN PORTIONS OF THE RULES FILED BY GRAHAM COUNTY ELECTRIC COOPERATIVE, INC.	DOCKET NO. E-01749A-98-0468
13	IN THE MATTER OF THE STRANDED COST FILING AND REQUEST FOR A WAIVER OF CERTAIN PORTIONS OF THE RULES FILED BY DUNCAN VALLEY ELECTRIC COOPERATIVE, INC.	DOCKET NO. E-01703A-98-0469
14	IN THE MATTER OF THE STRANDED COST FILING AND REQUEST FOR A WAIVER OF CERTAIN PORTIONS OF THE RULES FILED BY SULPHUR SPRINGS VALLEY ELECTRIC COOPERATIVE, INC.	DOCKET NO. E-01575A-98-0472
15	IN THE MATTER OF THE FILING BY SULPHUR SPRINGS VALLEY ELECTRIC COOPERATIVE, INC. OF UNBUNDLED AND STANDARD OFFER SERVICE TARIFFS PURSUANT TO A.A.C. R1-4-2-1606	DOCKET NO. E-01575A-97-0706

REQUEST FOR OFFICIAL NOTICE

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1 Arizona Corporation Commission Staff (Staff) hereby requests that the Hearing Division take
2 official notice of the Arizona Court of Appeals' opinion regarding the Commission's Electric
3 Competition Rules, filed January 27, 2004. See Phelps Dodge Corp. v. Ariz. Elec. Power
4 Cooperative, No. 1 CA-CV 01-0068, 2004 WL 117253 (Ariz.Ct.App. Jan 27, 2004). The opinion
5 may impact these proceedings directly because it addresses matters related to them. Because the
6 opinion has only recently been issued, it is too soon to know whether review will be sought by any
7 party, including the Commission. If review is sought and granted, the results of the case may
8 change. For all these reasons, Staff requests that the Hearing Division take notice of the opinion and
9 the fact that there may be future judicial proceedings related to it. In light of these circumstances,
10 Staff requests that these dockets continue to be stayed.

11 **RESPECTFULLY SUBMITTED** this 6th day of February, 2004.

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17 The original and twenty-nine (29) copies
18 of the foregoing were filed this
19 6 day of February, 2004 with:

19 Docket Control
20 Arizona Corporation Commission
21 1200 West Washington Street
22 Phoenix, Arizona 85007

22 Copies of the foregoing were mailed
23 this 6 day of February, 2004 to:

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