

**ORIGINAL**



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1 Timothy M. Hogan (004567)  
2 ARIZONA CENTER FOR LAW  
3 IN THE PUBLIC INTEREST  
4 202 E. McDowell Rd., Suite 153  
5 Phoenix, Arizona 85004  
6 (602) 258-8850

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2007 MAR 19 P 2:45

AZ CORP COMMISSION  
DOCUMENT CONTROL

Attorneys for Southwest Energy Efficiency Project  
and Western Resource Advocates

57

**BEFORE THE ARIZONA CORPORATION COMMISSION**

7 MIKE GLEASON, CHAIRMAN  
8 WILLAIM A. MUNDELL  
9 JEFF HATCH-MILLER  
10 KRISTIN K. MAYES  
11 GARY PIERCE

12 IN THE MATTER OF THE APPLICATION OF  
13 ARIZONA PUBLIC SERVICE COMPANY FOR  
14 A HEARING TO DETERMINE THE FAIR  
15 VALUE OF THE UTILITY PROPERTY OF THE  
16 COMPANY FOR RATEMAKING PURPOSES,  
17 TO FIX A JUST AND REASONABLE RATE OF  
18 RETURN THEREON, TO APPROVE RATE  
19 SCHEDULES DESIGNED TO DEVELOP SUCH  
20 RETURN, AND TO AMEND DECISION NO.  
21 67744

Docket No. E-01345A-05-0816  
E-01345A-05-0826  
E-01345A-05-0827

**NOTICE OF FILING**

22 IN THE MATTER OF THE INQUIRY INTO  
23 THE FREQUENCY OF UNPLANNED  
24 OUTAGES DURING 2005 AT PALO VERDE  
25 NUCLEAR GENERATING STATION, THE  
CAUSES OF THE OUTAGES, THE  
PROCUREMENT OF REPLACEMENT POWER  
AND THE IMPACT OF THE OUTAGES ON  
ARIZONA PUBLIC SERVICE COMPANY'S  
CUSTOMERS

IN THE MATTER OF THE AUDIT OF THE  
FUEL AND PURCHASED POWER  
PRACTICES AND COSTS OF THE ARIZONA  
PUBLIC SERVICE COMPANY.

Arizona Corporation Commission  
**DOCKETED**  
MAR 19 2007

DOCKETED BY *nr*

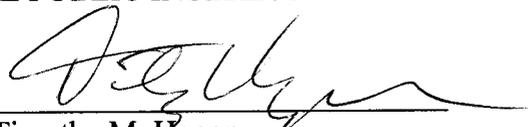
1 Pursuant to Rule 38(a)(3), Rules of the Supreme Court, counsel undersigned  
2 provides notice that he has this day filed the following exhibits to support the Application  
3 of Gary L. Nakarado to appear as counsel pro hac vice in this matter:

- 4 1. The original verified Application;
- 5 2. the original certificates of good standing; and
- 6 3. the State Bar of Arizona Notice of Receipt of Complete Application.

7 Based on the foregoing, the undersigned requests that Mr. Nakarado's application  
8 to appear as counsel pro hac vice be granted.

9 DATED this 19<sup>th</sup> day of March, 2007.

10 ARIZONA CENTER FOR LAW IN  
11 THE PUBLIC INTEREST

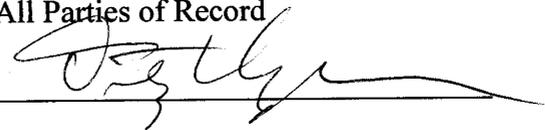
12 By   
13 Timothy M. Hogan  
14 202 E. McDowell Rd., Suite 153  
15 Phoenix, Arizona 85004  
16 Attorneys for Southwest Energy  
17 Efficiency Project and Western Resource  
18 Advocates

16 ORIGINAL and 17 COPIES of  
17 the foregoing filed this 19<sup>th</sup> day  
18 of March, 2007, with:

19 Docketing Supervisor  
20 Docket Control  
21 Arizona Corporation Commission  
22 1200 W. Washington  
23 Phoenix, AZ 85007

22 COPIES of the foregoing  
23 transmitted electronically  
24 this 19<sup>th</sup> day of March, 2007, to:

24 All Parties of Record

25 



For Official Use Only
App# <u>1003116</u>
Pro Hac ID # <u>P1102947</u>

**NONRESIDENT ATTORNEY  
PRO HAC VICE APPLICATION**

Name: Gary L Nakarado  
 Residence Address: 24657 Foothills Drive North, Golden, CO 80401  
 Office Address: 24657 Foothills Drive North, Golden, CO 80401

Telephone: 3035503132 Fax: 7202940008

Title of cause or case where applicant seeks to appear:  
IN THE MATTER OF THE APPLICATION OF  
ARIZONA PUBLIC SERVICE COMPANY  
FOR A HEARING TO DETERMINE THE  
FAIR VALUE OF THE UTILITY PROPERTY  
OF THE COMPANY FOR RATEMAKING  
PURPOSES, TO FIX A JUST AND  
REASONABLE RATE OF RETURN  
THEREON, TO APPROVE RATE  
SCHEDULES DESIGNED TO DEVELOP  
SUCH RETURN, AND TO AMEND  
DECISION NO. 67744

Docket Number: E-01345A-05-0816  
 Court, Board, or Administrative Agency: ARIZONA CORPORATION COMMISSION

Party on whose behalf applicant seeks to appear:  
Arizona Solar Energy Industries Association  
Sean Seitz  
3008 N. Civic Center Plaza  
Scottsdale, Arizona 85251  
(480) 994-1440  
sean@americanpv.com

The Vote Solar Initiative  
Adam Browning  
182 2nd Street, Suite 400  
San Francisco, CA 94105  
(415) 874-7434  
adam@votesolar.org

Collectively ("Solar Advocates")

Courts to Which Applicant Has Been Admitted:  
Colorado  
Illinois 74, Inactive  
 \_\_\_\_\_  
 \_\_\_\_\_

Date of Admission:  
Sept 29, 1978  
 \_\_\_\_\_  
 \_\_\_\_\_

Bar Number:  
9113

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SEP 22 2006

State Bar of Arizona<sup>1</sup>  
 Resource Center Department

Applicant is a member in good standing in such courts.

Applicant is not currently disbarred or suspended in any court.

Applicant  is /  is not (**select one**) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law.

Jurisdiction(s) Where Discipline Matter Pending:	Nature of Matter Under Investigation:	Name / Address of Disciplinary Authority:
_____	_____	_____
_____	_____	_____
_____	_____	_____

Applicant  has /  has not (**select one**) been disciplined by any court, agency or organization authorized to discipline attorneys at law.

In the preceding three (3) years, applicant has filed applications to appear as counsel under Rule 33, Arizona Rules of Supreme Court in the following:

Title of Matter:	Docket #:	Court or Agency:	Application Granted? (Y/N)
<u>Not Applicable</u>	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Name of local counsel: Timothy M. Hogan  
 State Bar of Arizona Number: 4567  
 Address: 202 E. McDowell Rd., Suite 153, Phoenix, Arizona 85004

Telephone : 602-258-8850 Fax: 602-258-8757

Name(s) of each party in this cause and name and address of all counsel of record:

Party:	Counsel of Record:	Address:
<u>See Attached</u>	_____	_____
<u>Current Service</u>	_____	_____
<u>List</u>	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$391.00.

This case or cause  is /  is not (**select one**) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, applicant certifies the following:

Applicant certifies the following:

1. Applicant shall be subject to the jurisdiction of the courts and agencies of the State of Arizona and to the State Bar of Arizona with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Arizona, as provided in Rule 46(b) Rules of the Supreme Court.
2. Applicant will review and comply with appropriate rules of procedure as required in the underlying cause.
3. Applicant understands and shall comply with the standards of conduct required of members of the State Bar of Arizona.

Verification

STATE OF Colorado  
County of Jefferson ss.

I, the Applicant, swear that all statements in the application are true, correct and complete to the best of my knowledge and belief.

Dated: 9-13-2006 Applicant's signature Gary J Nakorado

SUBSCRIBED AND SWORN TO before me this 13 day of September, 2006 by  
Gary L Nakorado  
Name of Applicant

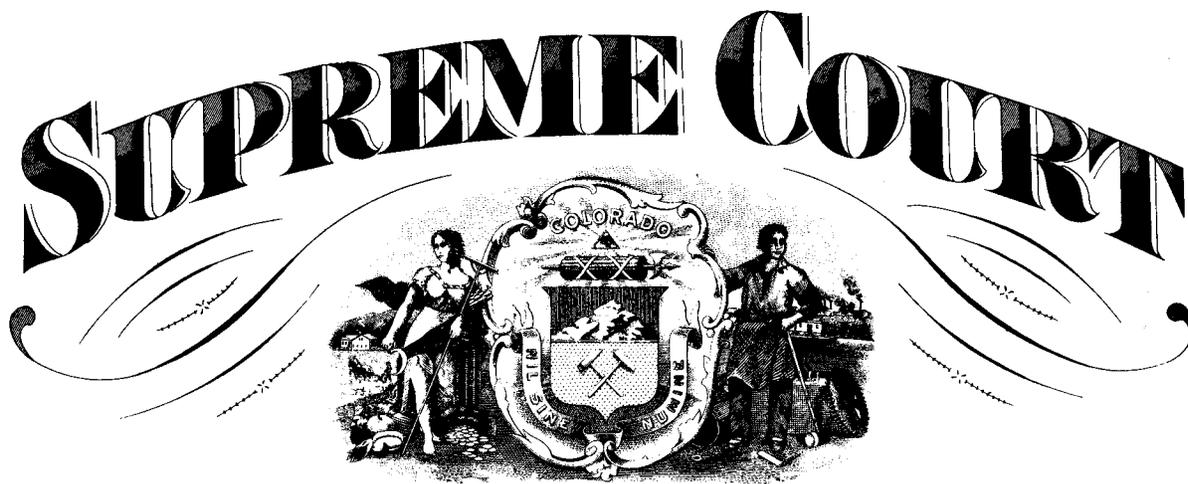
Brett C. Child  
Notary Public

**NOTE – As the application requires original signatures of the applicant and notary, this application cannot be filed electronically. Please submit all documents and fees by mail to:**

State Bar of Arizona  
Pro Hac Vice  
4201 N. 24th Street, Suite 200  
Phoenix, AZ 85016-6288

My Commission Expires  
07/29/2008

For further information, please contact our Resource Center at 602-340-7239.



## State of Colorado,

STATE OF COLORADO, ss:

I, Susan J. Festag Clerk of the Supreme Court of the State of Colorado, do hereby certify that

Gary Nakarado

has been duly licensed and admitted to practice as an

ATTORNEY AND COUNSELOR AT LAW

within this State; and that his/her name appears upon the Roll of Attorneys and Counselors at Law in my office of date the 29<sup>th</sup> day of

September A. D. 1978 and that at the date hereof

the said Gary Nakarado

is in good standing at this Bar.



IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Supreme Court, at Denver, in said State, this

23<sup>rd</sup> day of February A. D. 2007

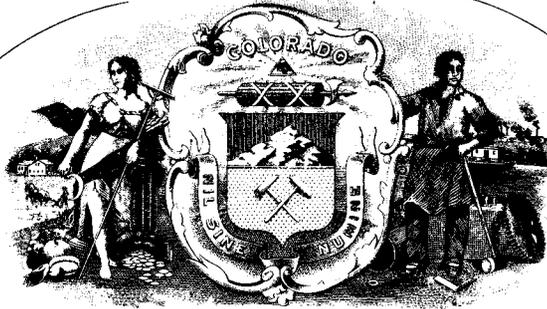
Susan J. Festag

Clerk

By Aara Almon

Deputy Clerk

# SUPREME COURT



## State of Colorado,

STATE OF COLORADO, ss:

I, Susan J. Festag Clerk of the Supreme Court of the State of Colorado, do hereby certify that

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has been duly licensed and admitted to practice as an

ATTORNEY AND COUNSELOR AT LAW

within this State; and that his/her name appears upon the Roll of Attorneys and Counselors at Law in my office of date the 29<sup>th</sup>

day of September A. D. 1978 and that at the date hereof

the said Gary Nakarado

is in good standing at this Bar.



IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed the Seal of said Supreme Court, at Denver, in said State, this

13<sup>th</sup> day of September A. D. 2006

Susan J. Festag

Clerk

By Aara Almon

Deputy Clerk

# Certificate of Admission To the Bar of Illinois

I, Juleann Hornyak, Clerk of the Supreme Court of Illinois, do hereby certify that

Gary Lee Nakarado

has been duly licensed and admitted to practice as an Attorney and Counselor of Law within this State; has duly taken the required oath to support the CONSTITUTION OF THE UNITED STATES and of the STATE OF ILLINOIS, and also the oath of office prescribed by law, that said name was entered upon the Roll of Attorneys and Counselors in my office on April 16, 1974 and is in good standing, so far as the records of this office disclose.

In Witness Whereof, I have hereunto placed my hand and affixed the seal of said Supreme Court, at Springfield, in said State, this Wednesday, October 11, 2006.



Clerk

Because Gary Lee Nakarado has not registered pursuant to Supreme Court Rule 756, he is not entitled to practice law or hold himself out as being authorized to practice law in Illinois.

Arizona Corporation Commission

In the Matter of the application of Arizona Public Service Company for a hearing to determine the fair value of the utility property of the company for rate-Making purpose to fix a just & reasonable rate of Return thereon, to approve rate schedules,

CASE # CV 2007-003491

NOTICE OF RECEIPT OF COMPLETE APPLICATION

NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has received the verified application and fee from Gary L. Nakarado.

In addition to this application, applicant has made the following applications to appear pro hac vice, pursuant to Rule38 (a), within the previous three (3) years:

Table with 4 columns: Title of Matter, Court/Agency, Date, and Granted? (Yes/No checkboxes). The table contains three rows of empty lines for data entry.

Exhibit A, the original verified application and Exhibit B, the original Certificate(s) of Good Standing are attached hereto.

DATED this 9th day of March 2007

Handwritten signature of Ayde Gutierrez, followed by printed name: Ayde Gutierrez, Resource Center, State Bar of Arizona

Original Mailed on this 9th day of March 2007 to:

Mr. Timothy M. Hogan
Arizona Center for Law in the Public Interest
202 E McDowell Suite 153
Phoenix, AZ 85004-4533