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Arizona Corporation Commission
BEFORE THE ARIZONA CORPORATION COMMISSION
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AZ CORP COMMISSION

JAN 05 1998

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JIM IRVIN
COMMISSIONER- CHAIRMAN
RENZ D. JENNINGS
COMMISSIONER
CARL J. KUNASEK
COMMISSIONER

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IN THE MATTER OF THE COMPETITION IN)
THE PROVISION OF ELECTRIC SERVICES)
THROUGHOUT THE STATE OF ARIZONA.)

DOCKET NO. U-0000-94-165

**THIRD AMENDED
PROCEDURAL ORDER**

BY THE COMMISSION:

The Arizona Corporation Commission ("Commission") issued Decision No. 59943, dated December 26, 1996, which approved new rules A.A.C. R14-2-1601 through R14-2-1616 ("Rules" or "Electric Competition Rules"). On August 29, 1997, the Commission issued Decision No. 60351, in which the Hearing Division was directed "to produce procedural orders in order to establish hearings, evidentiary or otherwise, regarding of any aspect of electric competition that is necessary and appropriate."

Our December 1, 1997 Procedural Order set an evidentiary hearing commencing on February 9, 1998 on issues related to stranded costs. Subsequently, our December 1, 1997 Procedural Order was modified by our December 11, 1997 Procedural Order and our December 15, 1997 Procedural Order.

On December 24, 1997, the Center for Energy and Economic Development ("CEED") filed a Late Petition to Intervene ("Petition").

On January 2, 1998, Staff of the Commission filed its Request for Extension of Time ("Extension").

We will approve the Petition with the understanding that CEED must comply with all other procedural dates.

In its Extension, Staff requested additional time for filing of its testimony due to the recent resignation of the Director of the Utilities Division. As a result, Staff has been attempting to obtain the services of a consultant.

Because of the extraordinary circumstances, we find Staff's request for additional time to be appropriate. Accordingly, we will extend the procedural schedule for filing of direct testimony by parties

1 other than the "Affected Utilities" from 4:00 p.m. on January 16, 1998 until 12:00 p.m. on January 21,
2 1998. In addition, we will change the procedural conference from January 20, 1998 at 1:30 p.m. to
3 January 23, 1998 at 1:30 p.m. All other dates will remain the same.

4 IT IS THEREFORE ORDERED that the Center for Energy and Economic Development will be
5 added as a designated party in this proceeding.

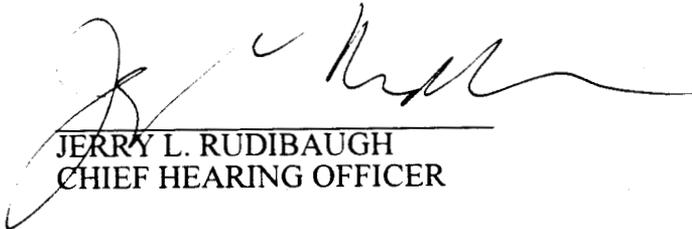
6 IT IS FURTHER ORDERED that all other parties¹ shall file direct testimony and exhibits, and
7 rebuttal to any testimony and exhibits already filed, on or before 12:00 p.m. on January 21, 1998.

8 IT IS FURTHER ORDERED that the procedural conference previously scheduled for January
9 20, 1998 shall be held on January 23, 1998 at 1:30 p.m. at the Commission's offices in Phoenix, Arizona.

10 IT IS FURTHER ORDERED that all other procedural dates shall remain in effect.

11 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive any
12 portion of this Procedural Order either by subsequent Procedural Order or by ruling at the hearing.

13 DATED this 5th day of January, 1998

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JERRY L. RUDIBAUGH
CHIEF HEARING OFFICER

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19 Copies of the foregoing mailed/delivered
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28 ¹ Our December 11, 1997 Procedural Order makes this reference to parties other than the
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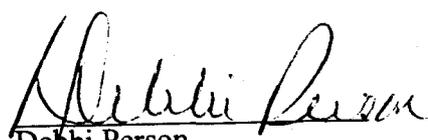
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