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BEFORE THE ARIZONA CORPORATION COMMISSION

CONF

COMMISSIONERS

Mike Gleason, Chairman
William A. Mundell
Jeff Hatch-Miller
Kristin K. Mayes
Gary Pierce

2007 MAY 25 A 8: 55
AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
SOUTHERN CALIFORNIA EDISON
COMPANY AND ITS ASSIGNEES IN
CONFORMANCE WITH THE
REQUIRMENTS OF ARIZONA REVISED
STATUTES SECTIONS 40-360.03 AND
40-360.06 FOR A CERTIFICATE OF
ENVIRONMENTAL COMPATIBILITY
AUTHORIZING CONSTRUCTION OF A 500
kV ALTERNATING CURRENT
TRANSMISSION LINE AND RELATED
FACILITIES IN MARICOPA AND LA PAZ
COUNTIES IN ARIZONA ORIGINATING AT
THE HARQUAHALA GENERATING
STATION SWITCHYARD IN WESTERN
MARICOPA COUNTY AND TERMINATING
AT THE DEVERS SUBSTATION IN
RIVERSIDE COUNTY, CALIFORNIA.

CASE NO. 130

DOCKET NO. L-00000A-06-0295-00130

**NOTICE OF FILING SAMPLE FORMS
OF ORDER**

Pursuant to A.R.S. § 40-360.07, the Commission has the authority to confirm, deny or modify a Certificate of Environmental Compatibility ("CEC") issued by the Siting Committee. The Commission's Legal Division hereby submits sample forms of order for the Commission's convenience when considering the Siting Committee's decision in the above-captioned matter. One sample order approves the Siting Committee's decision as it was issued by the Siting Committee. The second sample order is in a format for Commission modifications to the Siting Committee's decision. The third sample order is in a format denying the Siting Committee's decision.

RESPECTFULLY SUBMITTED this 25th day of May, 2007.

Arizona Corporation Commission
DOCKETED

MAY 25 2007

DOCKETED BY nr

Janice Alward
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Arizona Corporation Commission
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2 **copies of the foregoing filed this**
3 **25th day of May, 2007 with:**

4 Docket Control
5 Arizona Corporation Commission
6 1200 West Washington Street
7 Phoenix, Arizona 85007

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9 **mailed this 25th day of**
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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Mike Gleason, Chairman
William A. Mundell
Jeff Hatch-Miller
Kristin K. Mayes
Gary Pierce

IN THE MATTER OF THE APPLICATION OF SOUTHERN CALIFORNIA EDISON COMPANY AND ITS ASSIGNEES IN CONFORMANCE WITH THE REQUIRMENTS OF ARIZONA REVISED STATUTES SECTIONS 40-360.03 AND 40-360.06 FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AUTHORIZING CONSTRUCTION OF A 500 kV ALTERNATING CURRENT TRANSMISSION LINE AND RELATED FACILITIES IN MARICOPA AND LA PAZ COUNTIES IN ARIZONA ORIGINATING AT THE HARQUAHALA GENERATING STATION SWITCHYARD IN WESTERN MARICOPA COUNTY AND TERMINATING AT THE DEVERS SUBSTATION IN RIVERSIDE COUNTY, CALIFORNIA.

CASE NO. 130

DOCKET NO. L-00000A-06-0295-00130

DECISION NO. _____

SAMPLE ORDER NO. 1

(Sample Form of Order Granting CEC as Issued by the Siting Committee)

The Arizona Corporation Commission ("Commission") has conducted its review, pursuant to A.R.S. § 40-360.07. The Commission finds and concludes that the Certificate of Environmental Compatibility ("CEC") issued by the Arizona Power Plant and Transmission Line Siting Committee ("Committee") is hereby granted by this Order.

The Commission further finds and concludes that: (1) the Project is in the public interest because it aids the state in meeting the need for an adequate, economical and reliable supply of electric power; (2) in balancing the need for the Project with its effect on the environment and ecology of the state, the conditions placed on the CEC by the Committee effectively minimize its impact on the environment and ecology of the state; (3) the conditions placed on the CEC by the Committee resolve matters concerning the need for the Project and its impact on the environment and ecology of the state raised during the course of proceedings, and as such, serve as the findings on the matters raised; and (4) in light of these conditions, the balancing in the broad public interest results in favor of granting the CEC.

**THE CEC ISSUED BY THE SITING COMMITTEE IS
INCORPORATED HEREIN AND IS APPROVED BY ORDER OF THE
ARIZONA CORPORATION COMMISSION**

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CHAIRMAN	COMMISSIONER	COMMISSIONER
COMMISSIONER	COMMISSIONER	

IN WITNESS WHEREOF, I BRIAN C. MCNEIL, Executive Director of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capital, in the City of Phoenix, this _____ day of _____ 2007.

BRIAN C. MCNEIL
Executive Director

DISSENT: _____

DISSENT: _____

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

- Mike Gleason, Chairman
- William A. Mundell
- Jeff Hatch-Miller
- Kristin K. Mayes
- Gary Pierce

IN THE MATTER OF THE APPLICATION OF SOUTHERN CALIFORNIA EDISON COMPANY AND ITS ASSIGNEES IN CONFORMANCE WITH THE REQUIRMENTS OF ARIZONA REVISED STATUTES SECTIONS 40-360.03 AND 40-360.06 FOR A CERTIFICATE OF ENVIRONMENTAL COMPATIBILITY AUTHORIZING CONSTRUCTION OF A 500 kV ALTERNATING CURRENT TRANSMISSION LINE AND RELATED FACILITIES IN MARICOPA AND LA PAZ COUNTIES IN ARIZONA ORIGINATING AT THE HARQUAHALA GENERATING STATION SWITCHYARD IN WESTERN MARICOPA COUNTY AND TERMINATING AT THE DEVERS SUBSTATION IN RIVERSIDE COUNTY, CALIFORNIA.

CASE NO. 130

DOCKET NO. L-00000A-06-0295-00130

DECISION NO. _____

SAMPLE ORDER NO. 2

(Sample Form of Order Approving CEC but Modifying CEC as Issued by the Siting Committee by Adding/Changing Conditions to the CEC)

The Arizona Corporation Commission ("Commission") has conducted its review, pursuant to A.R.S. § 40-360.07. The Commission finds and concludes that the Certificate of Environmental Compatibility ("CEC") issued by the Arizona Power Plant and Transmission Line Siting Committee ("Committee") is hereby granted as modified by this Order.

The Commission modifies the CEC to add (or delete) the following condition(s):

The Commission further finds and concludes that: (1) the Project is in the public interest because it aids the state in meeting the need for an adequate, economical and reliable supply of electric power; (2) in balancing the need for the Project with its effect on the environment and ecology of the state, the conditions placed on the CEC by the Committee as modified by the Commission effectively minimize its impact on the environment and ecology of the state; (3) the conditions placed on the CEC by the Committee as modified by the Commission resolve matters concerning the need for the Project and its impact on the environment and ecology of the state raised

1 during the course of proceedings, and as such, serve as the findings on the matters raised; and (4) in
2 light of these conditions, the balancing in the broad public interest results in favor of granting the
3 CEC as modified by the Commission.

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**THE CEC ISSUED BY THE SITING COMMITTEE IS
INCORPORATED HEREIN AND IS APPROVED AS MODIFIED BY THE
COMMISSION BY ORDER OF THE
ARIZONA CORPORATION COMMISSION**

CHAIRMAN	COMMISSIONER	COMMISSIONER
<hr/>		
COMMISSIONER	COMMISSIONER	

IN WITNESS WHEREOF, I BRIAN C. MCNEIL, Executive Director of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capital, in the City of Phoenix, this _____ day of _____ 2007.

BRIAN C. MCNEIL
Executive Director

DISSENT: _____

DISSENT: _____

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

- 3 Mike Gleason, Chairman
- 4 William A. Mundell
- 5 Jeff Hatch-Miller
- 6 Kristin K. Mayes
- 7 Gary Pierce

8 IN THE MATTER OF THE APPLICATION OF
 9 SOUTHERN CALIFORNIA EDISON
 10 COMPANY AND ITS ASSIGNEES IN
 11 CONFORMANCE WITH THE
 12 REQUIRMENTS OF ARIZONA REVISED
 13 STATUTES SECTIONS 40-360.03 AND
 14 40-360.06 FOR A CERTIFICATE OF
 15 ENVIRONMENTAL COMPATIBILITY
 AUTHORIZING CONSTRUCTION OF A 500
 kV ALTERNATING CURRENT
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 STATION SWITCHYARD IN WESTERN
 MARICOPA COUNTY AND TERMINATING
 AT THE DEVERS SUBSTATION IN
 RIVERSIDE COUNTY, CALIFORNIA.

CASE NO. 130

DOCKET NO. L-00000A-06-0295-00130

DECISION NO. _____

SAMPLE ORDER NO. 3

***(Sample Form of Order Denying CEC as Issued
the Siting Committee)***

16 The Arizona Corporation Commission ("Commission") has conducted its review, pursuant to
 17 A.R.S. § 40-360.07. Pursuant to A.R.S. § 40-360.07(B), the Commission, in compliance with A.R.S.
 18 § 40-360.06 and in balancing the broad public interest, the need for an adequate, economical and
 19 reliable supply of electric power with the desire to minimize the effect thereof on the environment
 20 and ecology of this state, finds that the above-captioned Application for a Certificate of
 21 Environmental Compatibility ("CEC") for siting approval is hereby denied.

22 The Commission further finds and concludes that in balancing the broad public interest under
 23 A.R.S. § 40-360.07(B) in this matter:

- 24 1. the evidence in the record is not sufficient to weigh the balancing of the public interest
- 25 in favor of granting a CEC in this matter when all the factors set forth in A.R.S. §
- 26 40-360.06 are considered along with need for an adequate economical, and reliable
- 27 supply of electric power;
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- 2. the conditions placed upon CEC by the Arizona Power Plant and Transmission Line Siting Committee (“Siting Committee”) are not sufficient to weigh the balancing of the public interest in favor of granting a CEC in this matter when all the factors set forth in A.R.S. § 40-360.06 are considered along with the need for an adequate, economical, and reliable supply of electric power;
- 3. the record compels balancing the competing public interests in favor of protection of the environment and ecology of the State of Arizona by denying Applicant a Certificate of Environmental Compatibility;
- 4. the CEC issued by the Siting Committee should not be confirmed and approved by the Commission; and
- 5. the Commission’s findings 1 through 4 above serve as the Commission’s findings of fact and conclusions of law in reaching its decision.

Therefore, the Commission further finds and concludes that the CEC issued by the Siting Committee is hereby denied by this Order; and, the above-captioned Application for a CEC is hereby denied by this Order.

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**THE ABOVE CAPTIONED APPLICATION FOR A CEC IS DENIED, AND,
THE CEC ISSUED BY THE SITING COMMITTEE IS
INCORPORATED HEREIN AND IS DENIED BY ORDER OF THE
ARIZONA CORPORATION COMMISSION**

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CHAIRMAN

COMMISSIONER

COMMISSIONER

COMMISSIONER

COMMISSIONER

IN WITNESS WHEREOF, I BRIAN C. MCNEIL, Executive Secretary of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this _____ day of _____, 2007.

BRIAN C. MCNEIL
Executive Secretary

DISSENT: _____

DISSENT: _____