

INTERVENTION

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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

2008 MAR 13 P 2: 24

Arizona Corporation Commission

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GARY PIERCE

AZ CORP COMMISSION
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MAR 13 2008

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DOCKET NO. E-01345A-08-0106

IN THE MATTER OF ARIZONA PUBLIC
SERVICE COMPANY – APPLICATION FOR
APPROVAL OF CONCENTRATING SOLAR
POWER CONTRACT

APPLICATION OF PHELPS
DODGE MINING COMPANY AND
ARIZONANS FOR ELECTRIC
CHOICE AND COMPETITION
FOR LEAVE TO INTERVENE

Pursuant to A.A.C. R14-3-105, Phelps Dodge Mining Company ("Phelps Dodge") and Arizonans for Electric Choice and Competition ("AECC") hereby apply to the Arizona Corporation Commission (the "Commission") for an Order granting Phelps Dodge and AECC leave to intervene in the above captioned proceeding.

Phelps Dodge maintains facilities and operations within the State of Arizona, which receive electric services from Arizona Public Service Company ("APS"). As a user of electric services provided by APS, Phelps Dodge will be directly and substantially affected by the decision of the Commission in this proceeding. The Commission should, therefore, grant Phelps Dodge leave to intervene in this matter.

AECC is a coalition of energy consumers, most of whom are also customers of APS. The Commission should grant AECC leave to intervene in this matter because the members of AECC are customers of APS and will be directly and substantially affected by the decision of the Commission in this proceeding. The Commission should, therefore, grant AECC leave to intervene in this matter.

Neither Phelps Dodge's nor AECC's participation in this proceeding will broaden

1 the issues nor unduly delay the proceeding, except upon leave of the Commission first had
2 and received.

3 For the reasons outlined above, Phelps Dodge and AECC respectfully request that
4 the Commission grant this Application for Leave To Intervene in this matter.

5 Phelps Dodge and AECC request that all communications in connection with the
6 above captioned proceeding be directed to:

7 C. Webb Crockett
8 Patrick J. Black
9 FENNEMORE CRAIG, P.C.
10 3003 North Central Avenue
11 Suite 2600
12 Phoenix, Arizona 85012-2913
13 (602) 916-5333
14 Fax: (602) 916-5533
15 wcrocket@fclaw.com
16 pblack@fclaw.com

17 RESPECTFULLY SUBMITTED this 13th day of March 2008.

18 FENNEMORE CRAIG, P.C.

19 By 
20 C. Webb Crockett
21 Patrick J. Black
22 3003 N. Central Avenue, Ste. 2600
23 Phoenix, AZ 85012-2913

24 Attorneys for Phelps Dodge Mining Company and
25 Arizonans for Electric Choice and Competition
26

1 **ORIGINAL and 13 COPIES** of the foregoing
2 **FILED** this 13th day of March 2008 with:

3 Docket Control
4 ARIZONA CORPORATION COMMISSION
5 1200 West Washington
6 Phoenix, Arizona 85007

7 **COPY** of the foregoing was **HAND-DELIVERED/**
8 **MAILED** this 13th day of March 2008 to:

9 LYN FARMER
10 CHIEF ADMINISTRATIVE LAW JUDGE
11 HEARING DIVISION
12 ARIZONA CORPORATION COMMISSION
13 1200 WEST WASHINGTON
14 PHOENIX, ARIZONA 85007

15 DEBORAH R. SCOTT
16 PINNACLE WEST CAPITAL CORPORATION
17 400 NORTH 5th STREET
18 P.O. BOX 53999, MS 8695
19 PHOENIX AZ 85072-3999
20 Attorney for Arizona Public Service Company

21 CHRISTOPHER KEMPLEY, CHIEF COUNSEL
22 LEGAL DIVISION
23 ARIZONA CORPORATION COMMISSION
24 1200 WEST WASHINGTON STREET
25 PHOENIX, AZ 85007

26 ERNEST G. JOHNSON, DIRECTOR
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By: Mary Bollington