



0000083001

ORIGINAL

GALLAGHER & KEN

P.A.

ATTORNEYS AT LAW

RECEIVED

December 21, 2001 P 2: 24

2575 EAST CAMELBACK ROAD  
PHOENIX, ARIZONA 85016-9225  
PHONE: (602) 530-8000  
FAX: (602) 530-8500  
WWW.GKNET.COM

MICHAEL M. GRANT  
DIRECT DIAL: (602) 530-8291  
E-MAIL: MMG@GKNET.COM

AZ CORP COMMISSION  
DOCUMENT CONTROL

December 21, 2001

VIA HAND DELIVERY

Docket Control  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

Re: *Affidavits of Publication/Certification of Mailing*  
*Citizens PPFAC*  
*Docket No. E-010326-00-0751*

Dear Sir/Madam:

Pursuant to the notice paragraphs at pages 3-4 of the November 15, 2001 Procedural Order in this matter, enclosed are the Certification of Mailing and the Affidavits of Publication from the Kingman Daily Miner, the Nogales International and Lake Havasu's Today's News Herald.

Very truly yours,

GALLAGHER & KENNEDY, P.A.

By:  
Michael M. Grant

ORIGINAL and 10 copies filed  
with Docket Control this 21st  
day of December, 2001.

Arizona Corporation Commission  
**DOCKETED**  
DEC 21 2001

DOCKETED BY	
-------------	--

Docket Control  
December 21, 2001  
Page 2

cc: Christopher Kempley, Esq. (w/encl.)  
Dan Pozefsky (w/encl.)  
John White (w/encl.)  
Walter Meek (w/encl.)  
Carl Dabelstein (w/encl.)

MMG/lmm  
3099-0039/982915

A Citizens Energy Services Company  
2202 Stockton Hill Road  
P.O. Box 3099  
Kingman, Arizona 86402-3099  
(928) 753-2124

RECEIVED

DEC 20 2001

GALLAGHER & KENNEDY



December 18, 2001

Docket Control  
Arizona Corporation Commission  
1200 W. Washington Ave.  
Phoenix, AZ 85007

Re: E-01032C-00-0751  
Public Notice Mailing

This letter will serve as certification that on December 14, 2001 the attached public notice was mailed to all Citizens Communications Arizona Electric customers.

Sincerely,

  
Thomas J. Ferry  
Vice President General Manager

TJF:pw

Attachment

**NOTICE OF HEARING ON THE APPLICATION OF THE ARIZONA ELECTRIC DIVISION  
OF CITIZENS COMMUNICATIONS COMPANY FOR AN INCREASE TO ITS PURCHASED  
POWER AND FUEL ADJUSTMENT CLAUSE**  
**Docket No. E-01032C-00-0751**

On September 19 and 26, 2001, the Arizona Electric Division of Citizens Communications Company ("CCC") filed with the Arizona Corporation Commission ("Commission") an amended application to change the current purchased power and fuel adjustment clause rate ("PPFAC") to recover the approximate \$87 million undercollected bank balance and the incremental cost of generation as reflected in a new contract with Pinnacle West Capital Corporation, the parent of Arizona Public Service ("APS"); to begin accruing carrying charges on the accumulated balance of power supply costs; and to amortize the current PPFAC bank balance over a longer period than a twelve month recovery period. ("Application"). The Application is available for inspection during regular business hours at the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona, 400 W. Congress Street, Tucson, Arizona and at the offices of the Company, 2202 Stockton Hill Road, Kingman, Arizona, 1760 McCulloch Boulevard, Lake Havasu City, Arizona or 1710 N. Mastick Way, Nogales, Arizona.

The Commission will hold a hearing on this matter beginning March 4, 2002, at 10:00 a.m., at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona. Public comment hearings will be held in the service area, at dates and locations to be announced later. Public comments will also be taken at the hearing.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written motion to intervene with the Commission, which motion should be sent to the Company or its counsel and to all parties of record, and which, at the minimum, shall contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer of the Applicants, a shareholder of the Applicants, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Applicants or their counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before January 11, 2002. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. Failure to intervene will not preclude any customer from appearing at the hearing and making a statement on such person's own behalf. You will not, however, receive any further notice of the proceeding unless requested by you.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Shelly Hood, ADA Coordinator, voice phone number 602/542-3931, E-mail [shood@cc.state.az.us](mailto:shood@cc.state.az.us). Requests should be made as early as possible to allow time to arrange the accommodation.

**AFFIDAVIT OF PUBLICATION**

**Kingman Daily Miner**

3015 Stockton Hill Road, Kingman, AZ. 86401  
web:www.kingmandailyminer.com e-mail:legals@kingmandailyminer.com  
Phone (928) 753-6397 Fax (928) 753-5661  
"Serving Kingman since 1882"

STATE OF ARIZONA )  
County of Mohave ) ss.

I, **Sean Patterson**, being first duly sworn on his oath says:  
That he is the **Legal Clerk** of THE KINGMAN DAILY MINER  
An Arizona corporation, which owns and publishes the Miner,  
a Daily Newspaper published in the City of Kingman, County of Mohave,  
Arizona; that the notice attached hereto, namely,

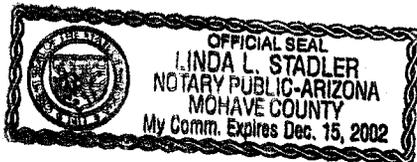
**NOTICE OF HEARING**

Has, to the personal knowledge of affiant, been published in the news-  
paper aforesaid, according to law, from the **5th** day of **December, 2001** to the  
**5th** day of **December, 2001**, both inclusive without change, interruption or  
omission, amounting in all to **1** insertions, made on the following dates  
**December 5, 2001.**

By: \_\_\_\_\_  
Legal Clerk 10th Day of December, 2001.

By: Linda L. Stadler  
Notary Public

My commission expires: 12/15/2002



(1029)  
NOTICE OF HEARING ON THE APPLI-  
CATION OF THE ARIZONA ELECTRIC DIVI-  
SION OF CITIZENS COMMUNICATIONS  
COMPANY FOR AN INCREASE TO ITS PUR-  
CHASED POWER AND FUEL ADJUSTMENT  
CLAUSE

DOCKET NO. E-01032C-00-0751  
On September 19 and 26, 2001, the Arizona Elec-  
tric Division of Citizens Communications Compa-  
ny ("CCC") filed with the Arizona Corporation  
Commission ("Commission") an amended applica-  
tion to change the current purchased power and fuel  
adjustment clause rate ("PPFAC") to recover the  
approximate \$87 million under-collected bank bal-  
ance and the incremental cost of generation as re-  
flected in a new contract with Pinnacle West Cap-  
ital Corporation, the parent of Arizona Public Ser-  
vice ("APS"); to begin accruing carrying charges on  
the accumulated balance of power supply costs; and  
to amortize the current PPFAC bank balance over  
a longer period than a twelve month recovery per-  
iod. ("Application") The Application is available  
for inspection during regular business hours at the  
offices of the Commission in Phoenix at 1200 West  
Washington Street, Phoenix, Arizona, 400 W. Con-  
gress Street, Tucson, Arizona and at the offices of  
the Company, 2202 Stockton Hill Rd, Kingman,  
AZ 86401. The Commission will hold a hearing on  
this matter beginning March 4, 2002 at 10:00 a.m.,  
at the Commission's offices, 1200 West Washing-  
ton Street, Phoenix, Arizona. Public comment  
hearings will be held in service area, at dates and  
locations to be announced later. Public comments  
will also be taken at the hearing. The law provides  
for an open public hearing at which, under appro-  
priate circumstances, interested parties may inter-  
vene. Intervention shall be permitted to any person  
entitled by law to intervene and having a direct and  
substantial interest in the matter. Persons desiring  
to intervene must file a written motion to intervene  
with the Commission, which motion should be sent  
to the Company or its counsel and to all parties of  
record, and which, at the minimum, shall contain  
the following: 1. The name, address, and telephone  
number of the proposed intervener and of any party  
upon whom service of documents is to be made  
if different than the intervener. 2. A short statement  
of the proposed intervener's interest in the proceed-  
ing (e.g., a customer of the Applicants, a share-  
holder of the Applicants, etc.). 3. A statement cer-  
tifying that a copy of the motion to intervene has  
been mailed to the Applicants or their counsel and  
to all parties of record in the case. The granting of  
motions to intervene shall be governed by A.A.C.  
R14-3-105, except that all motions to intervene  
must be filed on or before January 11, 2002. The  
granting of intervention, among other things, enti-  
tles a party to present sworn evidence at hearing  
and to cross-examine other witnesses. Failure to in-  
tervene will not preclude any customer from ap-  
pearing at the hearing and making a statement on  
such person's own behalf. You will not, however,  
receive any further notice of the proceeding unless  
requested by you. The Commission does not dis-  
criminate on the basis of disability in admission to  
its public meetings. Persons with a disability may  
request a reasonable accommodation such as a sign  
language interpreter, as well as request this docu-  
ment in an alternative format, by contacting Shelly  
Hood, ADA Coordinator, voice phone number  
602/542-3931, E-mail  
shood@cc.state.az.us Requests should be made as  
early as possible to allow time to arrange the  
accommodation. No. 1029 Published December 5,  
2001.

# AFFIDAVIT OF PUBLICATION

STATE OF ARIZONA

COUNTY OF SANTA CRUZ

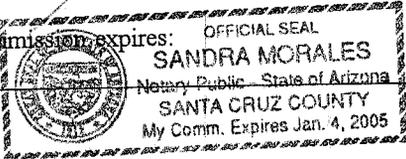
ss.

BOB KIMBALL being of first duly sworn, deposes and says: that he/she is PUBLISHER of the NOGALES INTERNATIONAL, a newspaper published in the County of Santa Cruz, State of Arizona, and of general circulation in said County, State and elsewhere, and that the hereto attached legal notice  
DOCKET NO E-01032C-00-0751

was printed and published correctly in the regular and entire issue of said NOGALES INTERNATIONAL for 1 issues; that the first publication was made on the 4 day of DECEMBER 01, and the last publication thereof was made on the 4 day of DECEMBER 20 01.

NOGALES INTERNATIONAL

By Bob Kimball  
 Subscribed and sworn to before me this 4 day of DECEMBER 20 01  
Sandra  
 Notary Public

My commission expires: OFFICIAL SEAL  
  
 SANDRA MORALES  
 Notary Public - State of Arizona  
 SANTA CRUZ COUNTY  
 My Comm. Expires Jan. 4, 2005

## LEGAL NOTICE

NOTICE OF HEARING ON THE APPLICATION OF THE ARIZONA ELECTRIC DIVISION OF CITIZENS COMMUNICATIONS COMPANY FOR AN INCREASE TO ITS PURCHASED POWER AND FUEL ADJUSTMENT CLAUSE Docket No. E-01032C-00-0751

On September 19 and 26, 2001, the Arizona Electric Division of Citizens Communications Company ("CCC") filed with the Arizona Corporation Commission ("Commission") an amended application to change the current purchased power and fuel adjustment clause rate ("PPFAC") to recover the approximate \$87 million under-collected bank balance and the incremental cost of generation as reflected in a new contract with Pinnacle West Capital Corporation, the parent of Arizona Public Service ("APS"), to begin accruing carrying charges on the accumulated balance of power supply costs; and to amortize the

current PPFAC bank balance over a longer period than a twelve month recovery period. ("Application"). The Application is available for inspection during regular business hours at the offices of the Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona, 400 W. Congress Street, Tucson, Arizona and at the offices of the Company, 1710 N. Mastick Way, Nogales, AZ 85621.

The Commission will hold a hearing on this matter beginning March 4, 2001, at 10:00 a.m., at the Commission's offices, 1200 West Washington Street, Phoenix, Arizona. Public comment hearings will be held in the service area, at dates and locations to be announced later. Public comments will also be taken at the hearing.

The law provides for an open public hearing at which, under appropriate circumstances, interested parties may intervene. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest in the matter. Persons desiring to intervene must file a written motion to intervene with the Commission, which motion should be sent to the company or its counsel and to all parties of record, and which, at the minimum, shall contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different than the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer of the Applicants, a shareholder of the Applicants, etc).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Applicants or their counsel and to all parties of record in the case.

The granting of motions to intervene shall be governed by A.A.C. R14-3-105, except that all motions to intervene must be filed on or before January 11, 2001. The granting of intervention, among other things, entitles a party to present sworn evidence at hearing and to cross-examine other witnesses. Failure to intervene will not preclude any customer from appearing at the hearing and making a statement on such person's own behalf. You will not, however, receive any further notice of the proceeding unless requested by you.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Shelly Hood, ADA Coordinator, voice phone number 602/342-3931, E-mail [shood@cc.state.az.us](mailto:shood@cc.state.az.us). Requests should be made as early as possible to allow time to arrange the accommodation.

IT IS FURTHER ORDERED that CCC shall cause the above notice to be mailed to its customers and shall publish notice in a newspaper of general circulation in

each county where service is provided, no later than December 15, 2001.

IT IS FURTHER ORDERED that CCC shall file certification of mailing and publication as soon as practicable after the mailing/publication has been completed.

IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing/publication notwithstanding the failure of an individual customer to read or receive the notice.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthenticated Communications) applies to this proceeding as the matter is now set for public hearing.

IT IS FURTHER ORDERED that the time periods specified herein shall not be extended pursuant to Rule 6(a) or (3) of the Rules of Civil procedure.

IT IS FURTHER ORDERED that the presiding Officer may rescind, alter, amend or waive any portion of this procedural order either by subsequent procedural order or by ruling at hearing.

DATED this 15<sup>th</sup> day of November, 2001.

LYN FARMER  
 CHIEF ADMINISTRATIVE LAW JUDGE

Req: 12/04/01  
 Sub: Gallagher & Kennedy

Proof of Publication  
=====

STATE OF ARIZONA  
=====  
SS  
COUNTY OF MOHAVE  
=====

*Alice Opie*

Alice Opie being duly sworn, says that during the publication of the notice, as herein mentioned, he/she was and now is the Advertising Agent of Today's News Herald, a five-times weekly newspaper published on Sunday, Tuesday, Wednesday, Thursday and Friday of each and every week at the City of Lake Havasu City, in Mohave County, State of Arizona. That said newspaper was printed and published as aforesaid on the following dates, to-wit:

That the:

Notice of Hearing  
Citizens Communications Company  
Docket No. E-01032C-00-0751

Published date:

December 11, 2001

of which the annexed copy is a printed and true copy, was printed and inserted in each and every copy of said newspaper, printed and published on the dates aforesaid, and in the body of said newspaper and not in a supplement thereto.  
Subscribed and sworn to before me this 12<sup>th</sup> day of December, 2001.

*Sandra K. Griffin*  
Notary Public

My Commission Expires July 24, 2004  
OFFICIAL SEAL  
SANDRA K. GRIFFIN  
Notary Public - State of Arizona  
MOHAVE COUNTY

NOTICE OF HEARING ON THE APPLICATION OF THE ARIZONA ELECTRIC DIVISION OF CITIZENS COMMUNICATIONS COMPANY FOR AN ORDER TO ITS PUBLIC SERVICE COMMISSION (PSC) TO CHANGE THE CURRENT PURCHASED POWER AND FUEL ADJUSTMENT CLAUSE RATE ("PPFAC") TO RECOVER THE APPROXIMATE \$57 MILLION UNDER-COLLECTED BANK BALANCE AND THE INCREMENTAL COST OF GENERATION AS REFLECTED IN A NEW CONTRACT WITH PHOENIX WEST CAPITAL CORPORATION ("PWC") TO BEGIN ACQUIRING Ongoing charges on the accumulated balance of power supply costs; and to amend the current PPFAC bank balance to be a longer period, that is, the month recovery period. (Application) The Application is available for inspection during regular business hours of the office of the Commission in Phoenix at 1200 West Washington Street, Phoenix, Arizona, 400 West Congress Street, Tucson, Arizona and at the office of the Commission, 1700 MacCollough Blvd., Lake Havasu City, Arizona 86403. (2001-12-11-12-15) 2001-12-11-12-15. The Commission will hold a hearing on this matter beginning March 4, 2002 at 10:00 a.m. at the Commission's Office, 1200 West Washington Street, Phoenix, Arizona. Public comment hearings will be held in the service area, at dates and locations to be announced later. Public comment will also be taken at the hearing. The law provides for an open public hearing at which under appropriate circumstances, interested parties may intervene. Intervention shall be permitted to any person entitled by law to intervene and having a direct and substantial interest with the Commission, which motion should be sent to the Company or its counsel and to all parties of record, and upon the intervention shall contain the following:  
1. The name, address, and telephone number of the proposed intervenor and of any party upon whom notice of documents is to be made, if any; that the intervenor;  
2. A brief statement of the proposed intervenor's interest in the proceeding (to a third party, if the Applicant, a shareholder of the Applicant, etc.);  
3. A statement verifying that a copy of the motion to intervene has been mailed to the Applicant or their counsel and to all parties of record in the case; and  
4. The granting of motions to intervene shall be governed by A.A.C. R14-3-106, except that all motions to intervene shall be filed on or before January 14, 2002. The granting of intervention, except other than a party to present sworn evidence at hearing and to cross-examine other witnesses, shall be reviewed and will not be made a matter of record. A party who has filed and made a submission of such persons and dates, you will not, however, receive any further notice of the proceeding unless requested by you.  
The Commission's decision shall be based on the data or testimony in addition to the public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternate format by contacting Shelly Reed, ADA Coordinator, phone number 602-942-3001, E-mail: shelly.reed@psc.state.az.us. Requests should be made as early as possible to allow time to arrange the accommodation.  
IT IS FURTHER ORDERED that PSC shall cause the above notice to be mailed to its customers and shall publish notice in a newspaper of general circulation in each county where service is provided and have, from December 12, 2001, to December 15, 2001, a public hearing on the Application of PSC and PSC shall cause notice to be mailed to the Applicant and to all parties of record and to the public. PSC shall be deemed complete upon mailing of notice, notwithstanding the failure of any person to appear to read or receive the notice.  
IT IS FURTHER ORDERED that the Public Hearing (A.A.C. R14-3-113-Unauthorized Communications) applies to this proceeding as the matter is new and is a public hearing.  
IT IS FURTHER ORDERED that the time period for a hearing shall not be extended pursuant to the PSC's order of the Public Hearing Process.  
IT IS FURTHER ORDERED that the Public Hearing may record, alter, amend or waive any portion of the Procedural Order unless by subsequent Procedural Order or by using of hearing Exhibit 101.  
DATED this 12th day of December, 2001.  
LYN FARMER  
CHIEF ADMINISTRATIVE LAW JUDGE  
Publish December 19, 2001