

ORIGINAL

INTERVENTION



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BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION  
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- 2 MIKE GLEASON  
CHAIRMAN
- 3 WILLIAM A. MUNDELL  
COMMISSIONER
- 4 JEFF HATCH-MILLER  
COMMISSIONER
- 5 KRISTIN K. MAYES  
COMMISSIONER
- 6 GARY PIERCE  
COMMISSIONER

7  
8 IN THE MATTER OF THE APPLICATION OF  
9 UNS GAS, INC. FOR THE ESTABLISHMENT  
10 OF JUST AND REASONABLE RATES AND  
11 CHARGES DESIGNED TO REALIZE A  
12 REASONABLE RATE OF RETURN ON THE  
13 FAIR VALUE OF THE PROPERTIES OF  
14 UNS GAS, INC. DEVOTED TO ITS  
15 OPERATIONS THROUGHOUT THE STATE  
16 OF ARIZONA.

Docket No. G-04204A-08-0571

Arizona Corporation Commission

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RUCO'S APPLICATION TO INTERVENE

I.

16 The RESIDENTIAL UTILITY CONSUMER OFFICE ("RUCO") hereby applies to the  
17 Arizona Corporation Commission ("Commission") for an Order granting it leave to  
18 intervene in the above-captioned proceeding.

II.

20 RUCO was established by the enactment of Arizona Revised Statutes, Section 40-  
21 461, *et seq.*, for the purpose of representing residential utility consumers in matters before  
22 the Commission concerning regulated public service corporations.

1 III.

2 Arizona Revised Statutes, Section 40-464.A.2., specifically provides that the  
3 Director of RUCO may do the following:

4 Prepare and present briefs, arguments, proposed rates or  
5 orders and intervene or appear on behalf of residential utility  
6 consumers before hearing officers and the Corporation  
7 Commission as a party in interest and also participate as a  
8 party in interest pursuant to Section 40-254 in proceedings  
9 relating to rate making or rate design and involving public  
10 service corporations.

11 IV.

12 The residential utility consumers will be directly and substantially affected by a  
13 Decision or Order of the Commission in this matter, therefore, it is necessary and proper  
14 that RUCO intervene in the proceeding.

15 V.

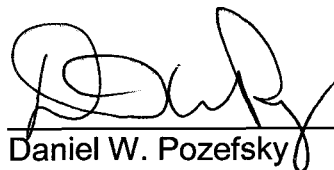
16 In order to fulfill its statutory obligation to protect the residential utility consumers of  
17 this State, RUCO must thoroughly examine the materials presented by the Company, and  
18 must cross-examine witnesses appearing on behalf of the Company and any other parties.  
19 Additionally, RUCO may present testimony and exhibits of its own in any hearings  
20 conducted by the Commission in this matter.

21 VI.

22 The name, mailing address, and telephone number of the person upon whom  
23 service of all documents is to be made is:  
24

1 Daniel W. Pozefsky  
2 Chief Counsel  
3 Residential Utility Consumer Office  
4 1110 West Washington, Suite 220  
5 Phoenix, Arizona 85007  
6 (602) 364-4839

7  
8 RESPECTFULLY SUBMITTED this 22<sup>nd</sup> day of December, 2008.

9   
10 Daniel W. Pozefsky  
11 Chief Counsel

12 AN ORIGINAL AND THIRTEEN COPIES  
13 of the foregoing filed this 22<sup>nd</sup> day  
14 of December, 2008 with:

15 Docket Control  
16 Arizona Corporation Commission  
17 1200 West Washington  
18 Phoenix, Arizona 85007

19 COPIES of the foregoing hand delivered/  
20 mailed this 22<sup>nd</sup> day of December, 2008 to:

21 Lyn Farmer  
22 Chief Administrative Law Judge  
23 Hearing Division  
24 Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

Ernest Johnson, Director  
Utilities Division  
Arizona Corporation Commission  
1200 West Washington  
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By Cheryl Frawlob for  
Ernestine Gamble  
Secretary to Daniel W. Pozefsky