

ORIGINAL INTERVENTION



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**BEFORE THE ARIZONA CORPORATION COMMISSION
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KRISTIN K. MAYES
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COMMISSIONER

2009 FEB 19 P 3: 20

AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF
THE SOLAR ALLIANCE FOR A
DECLARATORY ORDER THAT
PROVIDERS OF CERTAIN SOLAR
SERVICE AGREEMENTS WOULD NOT BE
PUBLIC SERVICE CORPORATIONS

Docket No. E-20633A-08-0513

RUCO'S APPLICATION TO INTERVENE

I.

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

II.

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

III.

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

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

5 IV.

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

9 V.

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

15 VI.

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

18 Daniel Pozefsky, Chief Counsel
19 Residential Utility Consumer Office
20 1110 West Washington, Suite 220
Phoenix, Arizona 85007
(602) 364-4839

21 RESPECTFULLY SUBMITTED this 19th day of February 2009.
22

23 
24 Daniel Pozefsky
Chief Counsel

1 AN ORIGINAL AND THIRTEEN COPIES
2 of the foregoing filed this 19th day
3 of February 2009 with:

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

8 COPIES of the foregoing hand delivered/
9 mailed this 19th day of February 2009 to:

10 Lyn Farmer
11 Chief Administrative Law Judge
12 Hearing Division
13 Arizona Corporation Commission
14 1200 West Washington
15 Phoenix, Arizona 85007

16 Janice Alward, Chief Counsel
17 Legal Division
18 Arizona Corporation Commission
19 1200 West Washington
20 Phoenix, Arizona 85007

21 Ernest Johnson, Director
22 Utilities Division
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33 By Cheryl Fraulob
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