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BEFORE THE ARIZONA CORPORATION COMMISSION  
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COMMISSIONERS

KRISTIN K. MAYES, Chairman  
GARY PIERCE  
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2009 MAR -6 P 2:43

Arizona Corporation Commission  
DOCKETED

AZ CORP COMMISSION  
DOCKET CONTROL

MAR -6 2009

DOCKETED BY

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

PROCEDURAL ORDER

BY THE COMMISSION:

On October 3, 2008, The Solar Alliance ("Solar Alliance") filed with the Arizona Corporation Commission ("Commission") an application for a declaratory order that providers of certain solar service agreements would not be public service corporations pursuant to Article 15, Section 2 of the Arizona Constitution.

On March 6, 2009, the Commission's Utilities Division ("Staff") filed a Motion to Extend Time to File Staff Report. Staff states that due to the press of matters that require Staff's attention, Staff needs an extension of time to March 11, 2009, in order to finalize its work in this matter.

The Staff Report is currently due on March 6, 2009, and responses to the Staff Report are currently due on or before April 10, 2009.

Staff's request is reasonable and should be granted. The due date for responses to the Staff Report should be extended a like amount of time.

IT IS THEREFORE ORDERED that the Commission's Utilities Division shall file a **Staff Report** on the Application on or before **March 11, 2009**.

IT IS FURTHER ORDERED that intervenors shall file a **Response to the Staff Report** on or before **April 17, 2009**.

IT IS FURTHER ORDERED that the remaining provisions of the January 12, 2009, procedural order remain in effect.

1 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized  
2 Communications) applies to this proceeding and shall remain in effect until the Commission's  
3 Decision in this matter is final and non-appealable.

4 IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules  
5 of the Arizona Supreme Court with respect to practice of law and admission *pro hac vice*.

6 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance  
7 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the  
8 Rules of the Arizona Supreme Court). Representation before the Commission includes the obligation  
9 to appear at all hearings and procedural conferences, as well as all Open Meetings for which the  
10 matter is scheduled for discussion, unless counsel has previously been granted permission to  
11 withdraw by the Administrative Law Judge.

12 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,  
13 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at  
14 hearing.

15 DATED this 11<sup>th</sup> day of March, 2009.

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18   
19 TEENA WOLFE  
20 ADMINISTRATIVE LAW JUDGE

21  
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27 Secretary to Teena Wolfe  
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