

E-01345A-09-0263

OPEN MEETING AGENDA ITEM



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ARIZONA CORPORATION COMMIS  
**ORIGINAL** UTILITY COMPLAINT FORM RECEIVED

**Investigator:** Richard Martinez      **Phone:** [REDACTED]      **Fax:** [REDACTED]

**Priority:** Respond Within Five Days

AZ CORP COMMISSION  
DOCKET CONTROL

**Opinion No.** 2009 81077      **Date:** 8/11/2009

**Complaint Description:** 08E Rate Cases Items - In Favor  
N/A Not Applicable

**Complaint By:**      **First:** Ryan      **Last:** Hurley

**Account Name:** Ryan Hurley      **Home:** (000) 000-0000

**Street:** [REDACTED]      **Work:**

**City:** Tucson      **CBR:** [REDACTED]

**State:** AZ      **Zip:** [REDACTED]      **is:** E-Mail

**Utility Company:** Arizona Public Service Company

**Division:** Electric

**Contact Name:** For Assignment      **Contact Phone:** [REDACTED]

**Nature of Complaint:**

From: Ryan Hurley [mailto:[REDACTED]]  
Sent: Friday, August 07, 2009 12:45 PM  
To: Utilities Div - Mailbox  
Cc: Ryan Hurley  
Subject: Docket No. E-01345A-09-0263

Please see attached letter in support of the above referenced docket number (request by APS to increase PBI for renewable energy DG). Thank you.

M. Ryan Hurley

[REDACTED]

Scottsdale, Arizona [REDACTED]

Direct: [REDACTED]

Fax: 4 [REDACTED] 5

Mobile: [REDACTED] 5

[REDACTED]

Arizona Corporation Commission

**DOCKETED**

**AUG 13 2009**

August 11, 2009  
SENT VIA E-MAIL

DOCKETED BY [Signature]

Arizona Corporation Commission  
1200 W. Washington

**ARIZONA CORPORATION COMMISSION**  
**UTILITY COMPLAINT FORM**

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Phoenix, AZ 85007

re: Docket Number E-01345A-09-0263

This firm represents SolarCity Corporation which is a leading national solar installer of commercial and residential systems with a quickly growing market presence in Arizona. Over the past several months SolarCity has been working with several Arizona schools in an effort to help them to adopt solar energy systems and reduce their utility costs. As part of this effort, SolarCity has been in constant communication with APS regarding the status of their commercial production based incentives for solar systems. As the Commission is well aware, the availability of utility rebate incentives is absolutely vital in the economics of solar. Without these rebates most systems are simply not viable. Recently it has become apparent that due to the overwhelming interest in the commercial solar sector, it is highly uncertain whether any rebate incentive funds will remain for the systems proposed for Arizona's schools. Without a resolution on this matter SolarCity's school projects (along with proposed projects for countless other Arizona schools with a variety of installation companies) are in serious jeopardy.

For this reason, SolarCity supports APS's request in this docket to allow rebate incentive funds that were previously allocated but would likely not be used for residential installations to apply instead to these school projects. Without this change, the schools would likely not receive a production based incentive award under the APS commercial program and therefore would not be able to adopt solar power. Failure to properly resolve this matter would be wasting a golden opportunity to save Arizona's schools and taxpayers millions in operating expenses through the adoption of solar energy systems. These are dollars that instead could go to improving classrooms or hiring teachers; dollars that are particularly vital in the face of Arizona's budget difficulties.

While APS's commercial program has been successful beyond expectations, the residential rebate program has thus far failed to keep pace for a variety of reasons. Although this will likely change in the future, currently these unused funds would be better allocated for providing Arizona's schools with a reliable and available solar incentive. As a matter of public policy, granting this request would be a win for all Arizona residents. SolarCity applauds APS's efforts in this matter, as it is truly in the public interest, and we encourage the Commission to grant this request. Thank you.

Sincerely,

Ryan Hurley  
\*End of Complaint\*

**Utilities' Response:**

na  
\*End of Response\*

**Investigator's Comments and Disposition:**

Dear Mr. Hurley:

Your email dated August 7, 2009 regarding the Arizona Public Service Company ("APS") application sent to the Arizona Corporation Commission ("Commission") office will be placed on file with the Docket Control Center to be made part of the record. The Commission will take your comments into consideration before a decision is rendered in this APS case.

The concerns raised in letters received from customers will assist the Commission in the investigation and review of this application. The Commission's independent analysis of the utility and its rate request attempts to

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balance the interest of the utility and its customers. Commission Staff is very sensitive to the burden that high utility rates can place on the consumer, and though constitutionally required to allow a fair return to the utility, does everything within its authority to protect the consumer.

Commission staff appreciates your comments and the interest taken on the proposed rate increase. If you should have any questions relating to this issue, please call me toll free at (800) 535-0148 or directly at 520-628-6555.

Thank you,

Richard Martinez

Public Utilities Consumer Analyst II

Arizona Corporation Commission

Utilities Division

(520) 628-6555

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I emailed this OPINION to Carmen Madrid @ ACC Phoenix Office to have this docketed towards Arizona Public Service Company - Docket No. E-01345A-09-0263. FILE CLOSED.

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\*End of Comments\*

**Date Completed: 8/12/2009**

**Opinion No. 2009 - 81077**

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