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ARIZONA CORPORATION COMMISSION

Gary Pierce
Commissioner

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ORIGINAL

June 3, 2009

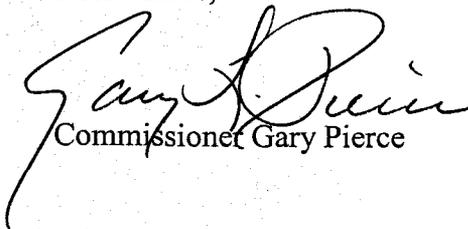
Re: Membership requirements to participate in APS's rebate program;
Docket E-01345A-07-0712

Dear Mr. Ron Ballard and Ms. Susan Ballard:

Thank you for your May 12, 2009 letter expressing your concerns with the requirement that HVAC contractors become members of the Electric League of Arizona and the Arizona Heat Pump Council in order to participate in Arizona Public Service Company's (APS) rebate programs for the installation of energy efficient HVAC units. Due to your letter, I have asked APS to explain to me why the requirement to belong to the two associations is reasonable, necessary and narrowly tailored to the need to ensure that qualified contractors are installing these HVAC systems. If APS is unable to provide a compelling defense of the requirement, I would be willing to offer a motion to amend Decision No. 70960 pursuant to Ariz. Rev. Stat. § 40-252 to remove the requirement. I have no desire to needlessly raise the costs for HVAC contractors to do business in this state; certainly not in this economy.

Thank you again for your letter.

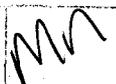
Best wishes,


Commissioner Gary Pierce

Arizona Corporation Commission

DOCKETED

JUN 3 2009

DOCKETED BY 

- cc. Chairman Kristin Mayes
- Commissioner Sandra Kennedy
- Commissioner Bob Stump
- Commissioner Paul Newman
- Janice Alward
- Lyn Farmer
- Mike Kearns
- Rebecca Wilder

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