

# INTERVENTION



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ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSION  
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KRISTIN K. MAYES  
CHAIRMAN  
GARY PIERCE  
COMMISSIONER  
SANDRA D. KENNEDY  
COMMISSIONER  
PAUL NEWMAN  
COMMISSIONER  
BOB STUMP  
COMMISSIONER

IN THE MATTER OF THE APPLICATION OF  
UNS ELECTRIC, INC. FOR THE  
ESTABLISHMENT OF JUST AND  
REASONABLE RATES AND CHARGES  
DESIGNED TO REALIZE A REASONABLE  
RATE OF RETURN ON THE FAIR VALUE  
OF THE PROPERTIES OF UNS ELECTRIC,  
INC. DEVOTED TO ITS OPERATIONS  
THROUGHOUT THE STATE OF ARIZONA.

Docket No. E-04204A-09-0206

Arizona Corporation Commission  
**DOCKETED**

JUL 14 2009

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## 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.

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  
relating to rate making or rate design and involving public  
service corporations.

9 IV.

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

13 V.

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

19 VI.

20 The name, mailing address, and telephone number of the person upon whom  
21 service of all documents is to be made is:  
22  
23  
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 14<sup>th</sup> day of July, 2009.

9  
10  
11   
12 Daniel W. Pozefsky  
13 Chief Counsel

14 AN ORIGINAL AND THIRTEEN COPIES  
15 of the foregoing filed this 14<sup>th</sup> day  
16 of July, 2009 with:

17 Docket Control  
18 Arizona Corporation Commission  
19 1200 West Washington  
20 Phoenix, Arizona 85007

21 COPIES of the foregoing hand delivered/  
22 mailed this 14<sup>th</sup> day of July, 2009 to:

23 Lyn Farmer  
24 Chief Administrative Law Judge  
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By   
Ernestine Gamble  
Secretary to Daniel Pozefsky