

INTERVENTION



0000101487

BEFORE THE ARIZONA CORPORATIO RECEIVED

COMMISSIONERS

KRISTIN K. MAYES, Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

2009 AUG -7 P 12:41
AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION
OF SOLARCITY CORPORATION FOR A
DETERMINATION THAT WHEN IT
PROVIDES SOLAR SERVICE TO
ARIZONA SCHOOLS, GOVERNMENTS,
AND NON-PROFIT ENTITIES IT IS NOT
ACTING AS A PUBLIC SERVICE
CORPORATION PURSUANT TO ART. 15,
SECTION 2 OF THE ARIZONA
CONSTITUTION.

Docket No. E-20690A-09-0346

MOTION TO INTERVENE

Arizona Corporation Commission

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AUG 7 2009



Snell & Wilmer

LLP
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(602) 382-6000

Pursuant to A.A.C. R14-3-105 and the July 22, 2009, Procedural Order issued in the above-captioned matter, Sulphur Springs Valley Electric Cooperative, Inc. ("SSVEC" or "Cooperative"), by and through counsel undersigned, hereby applies to the Arizona Corporation Commission ("Commission") for an order granting it leave to intervene in this proceeding. In support of its Motion, SSVEC states the following:

1. SSVEC is an Arizona member-owned non-profit rural electric distribution cooperative headquartered in Willcox, Arizona.
2. SSVEC is a Class A electric public service corporation that serves most of Cochise County and portions of Santa Cruz, Pima, and Graham Counties, pursuant to a Certificate of Convenience and Necessity issued by the Commission.
3. In this docket, SolarCity Corporation ("SolarCity") has applied for a determination that when it provides solar services to Arizona schools, governments, and non-profit entities, it is not acting as a public service corporation under Arizona law.

1 4. The Cooperative, as a Commission-certificated provider of retail electric
2 power and services to its members, has a direct and substantial interest in the issues
3 presented by the SolarCity application.

4 5. The granting of intervenor status to SSVEC will not delay this proceeding or
5 cause the issues to be broadened, nor will it prejudice SolarCity or any other interested
6 party.

7 6. SSVEC is an intervenor in the Solar Alliance matter (Docket No. E-
8 20633A-08-0513).

9 7. Service of all correspondence, documents, or pleadings should be made to
10 counsel for SSVEC as follows:

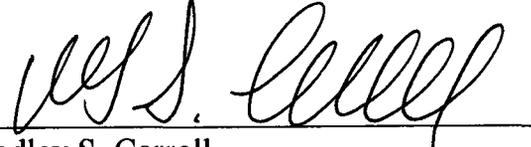
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20 WHEREFORE, SSVEC requests that the Administrative Law Judge issue an order
21 granting its Motion to Intervene.

22 RESPECTFULLY SUBMITTED this 7th day of July, 2009.

23 SNELL & WILMER L.L.P.

24 By

25 
26 Bradley S. Carroll
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 Attorneys for Sulphur Springs Valley
 Electric Cooperative, Inc.

1 ORIGINAL and 13 copies filed this
2 7th day of July, 2009, with:

3 Docket Control
4 ARIZONA CORPORATION COMMISSION
5 1200 West Washington
6 Phoenix, Arizona 85007

7 COPY of the foregoing hand-delivered
8 this 7th day of July, 2009, to:

9 Teena Wolfe, Administrative Law Judge
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13 Phoenix, Arizona 85007

14 Charles Hains, Staff Attorney
15 Legal Division
16 Arizona Corporation Commission
17 1200 West Washington Street
18 Phoenix, Arizona 85007

19 Steve Olea, Director
20 Utilities Division
21 Arizona Corporation Commission
22 1200 West Washington Street
23 Phoenix, Arizona 85007

24 COPIES of the foregoing mailed this
25 7th day of July, 2009, to:

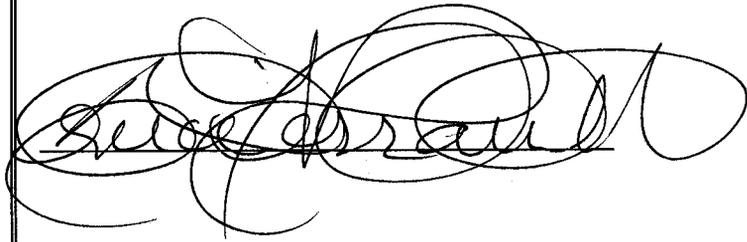
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