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Arizona Corporation Commission

DOCKETED

DEC -7 2009

Via Docket Control

Ms. Chiara Durando, Esq. AZ CORP COMMISSION
TUCSON ELECTRIC POWER DOCKET CONTROL
One South Church Avenue, Suite 200
Tucson, AZ 85701

DOCKETED BY *MJ*

Dear Ms. Durando:

Subject: Docket Number E-01933A-09-0245 - Request to Remove Deposit Demands

I can't believe that you would once again attempt to intimidate us in the midst of these proceedings.

Our bookkeeper, Kristine Aleksandryan, notified me today that she had just received an online bill for our current TEP accounts that was mysteriously more than four times larger than normal. On calling TEP's representative she was informed that TEP had imposed sudden "deposit" demands on these accounts. The representative told Kristine that if we didn't pay these demands this month we would have our electrical service cut off, even though we had not previously discussed or even been informed of such demands with anyone from TEP. She said that these "deposits" had just been imposed but would not state on what basis or for what reasons. We have never before paid deposits on our years-old accounts, and we are currently in good standing with TEP - in fact TEP currently owes money to us, as you admitted in your last letter. So why these sudden demands?

The last time we spoke (with Kristine on the line) you requested that the next time a TEP representative threatened cutoff of our electricity while the ACC hearings were still pending (as TEP also just did with respect to the \$355.34 that is the subject of our hearings), we should contact you directly. In your last letter to us (through Docket Control) you even stated that, as per the latter misunderstanding, you would re-credit us with the \$355.34 that was wrongfully demanded by your representative. So why would you with one hand pretend to credit us this amount while with the other hand demand that we pay it back to you (and then some) in the form of new "deposits"? That seems, once again, to be a broken promise.

Perhaps there is someone in your company that is playing games with us, which you may be unaware of. I am not accusing you personally of going against your word. But, as I have pointed out before, this disturbing and bullying behavior on the part of TEP has become a clear and consistent pattern. There can be no mistaking the timing. Only one week ago I filed a Motion to Compel Discovery with the ACC with respect to our hearing. Now, this week, you cook up this unprecedented demand for "deposits." I emphasize that I give you the benefit of the doubt personally. But this is intolerable behavior. I request that these brazen demands for "deposits" be lifted before December 1, 2009, and that the hearing at hand be permitted to proceed without any more intimidation.

Yours truly,

Kim Jorgensen
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