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BEFORE THE ARIZONA CORPORATION COMMISSION

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2 COMMISSIONERS

- 3 KRISTIN K. MAYES - Chairman
- 4 GARY PIERCE
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2009 DEC -8 A 9: 58

Arizona Corporation Commission
DOCKETED

AZ CORP COMMISSION
DOCKET CONTROL

DEC - 8 2009

DOCKETED BY	
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7 IN THE MATTER OF THE APPLICATION OF
 8 ARIZONA ELECTRIC POWER COOPERATIVE,
 9 INC. FOR HEARING TO DETERMINE THE FAIR
 10 VALUE OF ITS PROPERTY FOR RATEMAKING
 PURPOSES, TO FIX A JUST AND REASONABLE
 RETURN THEREON AND TO APPROVE RATES
 DESIGNED TO DEVELOP SUCH RETURN.

DOCKET NO. E-01773A-09-0472

PROCEDURAL ORDER

11 **BY THE COMMISSION:**

12
13 On October 1, 2009, Arizona Electric Cooperative, Inc. ("AEP" or "Cooperative") filed
14 with the Arizona Corporation Commission ("Commission") an application for a rate increase.

15 By Procedural Order dated November 23, 2009, the matter was set for hearing and a form of
16 public notice was approved.

17 On December 1, 2009, AEP" filed a Request for Modification of the Public Notice of
18 Hearing. AEP" requested that that the phrase "operating income" be modified to "operating
19 margins" and that the decrease in the ARM rate show as "2.83 %" instead of "2.41%".

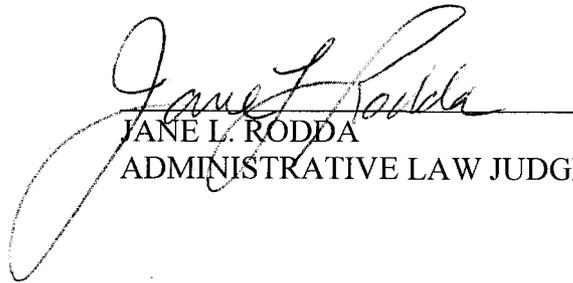
20 Except for citing to the terminology used in its rate application, AEP" provides no reason
21 why the phrase "operating income" is incorrect. It is our understanding the terms "operating
22 margins" and "operating income" are equivalent. Consequently, we decline the opportunity to
23 modify the form of public notice in that respect. However, the percentage decrease in the ARM rates
24 is incorrect in the November 23, 2009 form of public notice and should be modified as suggested by
25 the Cooperative.¹

26 IT IS THEREFORE ORDERED that the form of public Notice in the November 23, 2009
27 Procedural Order shall be modified to reflect a proposed decrease of 2.83 percent for the ARM rates.

28 ¹ We appreciate the Cooperative's careful reading of the form of notice.

1 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
2 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

3
4 DATED this 27th day of December, 2009.

5
6 
7 JANE L. RODDA
8 ADMINISTRATIVE LAW JUDGE

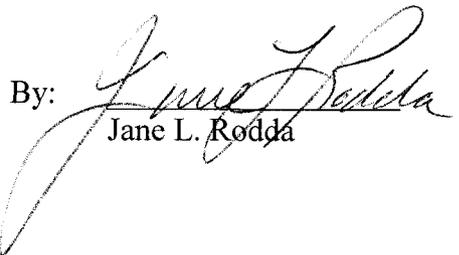
9 Copies of the foregoing mailed
10 this 27th day of December, 2009 to:

11 Michael M. Grant
12 Jennifer A. Ratcliff
13 GALLAGHER & KENNEDY, PA
2575 East Camelbsck Road
Phoenix, Arizona 85016-9225
Attorneys for AEPCO

Janice Alward, Chief Counsel
LEGAL DIVISION
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

14 Michael A. Curtis
15 William P. Sullivan
16 Larry K. Udall
17 Curtis, Goodwin, Sullivan, Udall
& Schwab, PLC
501 East Thomas Road
Phoenix, Arizona 85012-3205
18 Attorneys for Mohave Electric Cooperative

Steve Olea, Director
Utilities Division
Arizona Corporation Commission
1200 W. Washington Street
Phoenix, Arizona 85007

19
20 By: 
21 Jane L. Rodda