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December 21, 2009

Arizona Corporation Commission

DOCKETED

DEC 21 2009



Via E-Mail and U.S. Mail

Susan Scott  
P.O. Box 178  
Sonoita, Arizona 85637

Re: **Sulphur Springs Valley Electric Cooperative, Inc.'s ("SSVEC")  
Response to December 17, 2009, Letter Regarding First Set of Data  
Requests - Docket No. E-01575A-08-0328**

Dear Ms. Scott:

SSVEC is in receipt of your letter dated December 17, 2009, in response to SSVEC's December 7, 2009, letter in response to your First Set of Data Requests dated December 1, 2009.

Regarding SSVEC's objection to DR 1-1, SSVEC maintains that your request for all data requests and responses from the underlying rate case is vague, overly broad, and unduly burdensome. In the underlying rate case, SSVEC received from Staff 17 sets of data requests comprising over 160 questions (not including subparts) and provided Staff with approximately 15,000 pages of documents. Additionally, some of the responses SSVEC provided to Staff were provided pursuant to a Confidentiality Agreement entered into between SSVEC and Staff. SSVEC also objected on the grounds that the issuance of DR-1-1 was premature in that the Administrative Law Judge ("ALJ") had not as yet issued a procedural order that would govern the scope of the proceeding, including discovery.

Since the time SSVEC sent its December 7, 2009 letter, on December 17, 2009, SSVEC received the ALJ's procedural order addressing those issues. The procedural order also encourages the parties to attempt to settle discovery disputes through informal, good-faith negotiations before seeking Commission resolution of the controversy. Accordingly, with respect to DR 1-1, SSVEC would be willing to provide you with copies of Staff's 17 sets of data requests. SSVEC would then ask that you review all of the data requests to determine which data requests are relevant to your intervention in the reconsideration proceeding and advise SSVEC as to which data request responses you are interested in. SSVEC will then review those responses to determine whether SSVEC continues to object to any of your requests and notify

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you of such objections within 7 days as required by the procedural order. As all of SSVEC data responses are located at the offices of its law firm Snell & Wilmer in Phoenix, SSVEC will then make available to you all of the non-objectionable data request responses for your review at a mutually agreeable date and time in Phoenix. Following your review, should you request copies of any of such data request responses (including attachments), SSVEC would be willing to provide you with such copies at its reproduction cost of 10 cents per page. SSVEC considers this to be a reasonable approach under the circumstances.

Regarding DR 1-2, the requested Original Application, all Briefs, and the Re-Hearing Application, are publicly available and may be obtained through the Commission's E-Docket at <https://edocket.azcc.gov/>. Per standard Commission practice, SSVEC is not obligated to provide in discovery documents that are readily and easily obtainable from the Commission's website. If after downloading and reviewing such documents from the Commission's website, you require a color copy of any attachment to such documents because you believe it to be unreadable in some way, please identify such document and SSVEC will provide you with a color copy of such document to the extent a color copy of such document exists, and was included as part of the original Commission filing.

Please let me know if you are willing to proceed along the lines outlined above. Please do not hesitate to contact me if you have any questions.

Very truly yours,

Snell & Wilmer



Bradley S. Carroll

BSC:dcp

cc: Jane Rodda, Administrative Law Judge  
Wesley C. Van Cleve, Staff Attorney  
Docket Control (14 copies)  
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Jack Blair, SSVEC