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BEFORE THE ARIZONA CORPORATION COMMISSION

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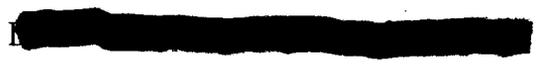
COMMISSIONERS

2010 JAN -6 P 4:31

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

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION  
OF SULPHUR SPRINGS VALLEY  
ELECTRIC COOPERATIVE, INC. FOR A  
HEARING TO DETERMINE THE FAIR  
VALUE OF ITS PROPERTY FOR  
RATEMAKING PURPOSES, TO FIX A  
JUST AND REASONABLE RETURN  
THEREON, TO APPROVE RATES  
DESIGNED TO DEVELOP SUCH RETURN  
AND FOR RELATED APPROVALS.



IN THE MATTER OF THE APPLICATION  
OF SULPHUR SPRINGS VALLEY  
ELECTRIC COOPERATIVE, INC. FOR AN  
ORDER INSTITUTING A MORATORIUM  
ON NEW CONNECTIONS TO THE V-7  
FEEDER LINE SERVING THE  
WHETSTONE, RAIN VALLEY, ELGIN,  
CANELO, SONOITA, AND PATAGONIA,  
ARIZONA AREAS.

DOCKET NO. E-01575A-09-0453

**SULPHUR SPRINGS VALLEY  
ELECTRIC COOPERATIVE,  
INC.'S MOTION TO  
CONSOLIDATE DOCKETS AND  
REQUEST FOR  
CORRESPONDING  
MODIFICATION OF  
PROCEDURAL ORDERS**

On December 4, 2009, the Administrative Law Judge (“ALJ”) in Docket No. E-01575A-09-0453 (“Moratorium Docket”) issued a Procedural Order that scheduled a procedural conference to be held on December 11, 2009, and requested that the parties make recommendations at the procedural conference regarding possible consolidation of the Moratorium Docket with Docket No. E-01575A-08-0328 (“Reconsideration Docket”) as consolidation may promote judicial efficiency given the interrelationship between the

Arizona Corporation Commission

**DOCKETED**

JAN - 6 2010

DOCKETED BY

**Snell & Wilmer**  
L.L.P.  
LAW OFFICES  
One Arizona Center, 400 E. Van Buren  
Phoenix, Arizona 85004-2202  
(602) 382-6000

1 two dockets.<sup>1</sup> At the December 11, 2009, procedural conference, Sulphur Springs Valley  
2 Electric Cooperative, Inc. (“SSVEC” or Cooperative”) requested that the procedural  
3 schedule be stayed and a decision regarding consolidation of the two dockets be deferred  
4 until a subsequent procedural conference following the Cooperative’s evaluation and  
5 filing of the independent feasibility study (“Study”) ordered by the Arizona Corporation  
6 Commission in the Reconsideration Docket on September 8, 2009, in Decision No. 71274.  
7 By Procedural Order dated December 11, 2009, the consolidation issue was deferred until  
8 the procedural conference to be held on January 20, 2010.

9 On December 15, 2009, the ALJ issued a Procedural Order in the Reconsideration  
10 Docket that (i) established a procedural schedule for a hearing to commence on May 18,  
11 2010; and (ii) provided the form of public notice the Cooperative must mail and publish  
12 by January 25, 2010. On December 31, 2009, SSVEC filed the Study in the  
13 Reconsideration Docket. SSVEC has since had an opportunity to carefully review the  
14 Study. In light of the Study’s findings and conclusions, SSVEC is now in a position to  
15 support consolidation of the two related dockets and hereby requests that the Moratorium  
16 Docket and Reconsideration Docket be consolidated to promote judicial and resource  
17 efficiency.

18 At the December 11, 2009, procedural conference, Intervenor Susan J. Downing  
19 did not oppose consolidation of the matters.<sup>2</sup> Moreover, to avoid Cooperative member  
20 confusion and to minimize costs, SSVEC should be required to mail and publish only one  
21 notice for the consolidated docket. Accordingly, if the ALJ grants this Motion to  
22 Consolidate, SSVEC requests that the form of public notice SSVEC is required to provide  
23 as set forth in the December 15, 2009, Procedural Order, be modified to reflect both  
24

25 <sup>1</sup> See December 4, 2009, Procedural Order at page 1, lines 23-26.

26 <sup>2</sup> See December 11, 2009, Procedural Order at page 2, line 7. Staff has not as yet taken a position on the  
issue of consolidation.

1 dockets. SSVEC does not believe that any modification of the procedural schedule  
2 established for the Reconsideration Docket is necessary except that the January 25, 2010,  
3 deadline for the provision of public notice should be modified to provide for compliance  
4 by the later of January 25, 2010, or ten (10) business days from the Procedural Order  
5 granting the consolidation and setting forth the revised form of public notice.

6 SSVEC submits that if the ALJ grants this Motion, the January 20, 2010,  
7 procedural conference becomes moot and, thus, should be vacated. If the ALJ believes  
8 that a procedural conference is necessary before ruling on this Motion, SSVEC suggests  
9 that the matter be discussed at the January 11, 2010, procedural conference in light of the  
10 January 25, 2010, deadline for SSVEC to provide public notice in the Reconsideration  
11 Docket.

12 RESPECTFULLY SUBMITTED this 6th day of January, 2010.

13 SNELL & WILMER LLP.

14  
15 By 

16 Bradley S. Carroll  
17 One Arizona Center  
18 400 East Van Buren  
19 Phoenix, Arizona 85004-2202  
20 Attorneys for Sulphur Springs Valley  
21 Electric Cooperative, Inc.

22 ORIGINAL and 14 copies filed this  
23 6th day of January, 2010, with:

24 Docket Control  
25 ARIZONA CORPORATION COMMISSION  
26 1200 West Washington  
Phoenix, Arizona 85007

1 COPIES of the foregoing hand-delivered  
this 6th day of January, 2010, to:

2 Steve Olea, Director  
3 Utilities Division  
4 ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

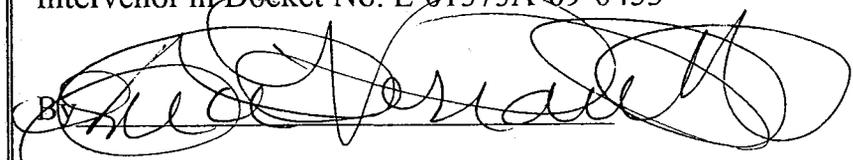
5 Wesley C. Van Cleve, Attorney  
6 Legal Division  
7 ARIZONA CORPORATION COMMISSION  
1200 West Washington Street  
Phoenix, Arizona 85007

8 COPY of the foregoing mailed/e-mailed  
9 this 6th day of January, 2010, to:

10 Jane L. Rodda, Administrative Law Judge  
Hearing Division  
11 ARIZONA CORPORATION COMMISSION  
400 West Congress  
12 Tucson, AZ 85701-1347

13 Susan Scott  
14 P.O. Box 178  
Sonoita, AZ 85637  
Intervenor in Docket No. E-01575A-08-0328

15 Susan J. Downing  
16 HC 1 Box 197  
Elgin, Arizona 85611  
17 Intervenor in Docket No. E-01575A-09-0453

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