

ORIGINAL

INTERVENTION



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ARIZONA CORPORATION COMMISSION  
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Arizona Corporation Commission  
DOCKETED

APR -2 2010

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 9 **BEFORE THE ARIZONA**  
 10 **CORPORATION COMMISSION**

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11 IN THE MATTER OF THE  
 12 APPLICATION OF NAVOPACHE  
 ELECTRIC COOPERATIVE, INC.,  
 13 AN ARIZONA NON-PROFIT  
 CORPORATION, FOR APPROVAL  
 14 OF A RUS GUARANTEED FFB  
 LOAN IN THE AMOUNT OF  
 15 \$33,231,000 TO FUND  
 CONSTRUCTION OF FACILITIES.

Docket No. E-01787A-10-0030

**IBEW LOCAL 387'S  
APPLICATION TO INTERVENE**

16 Pursuant to A.A.C. R14-3-105(A) and (B), Local Union  
 17 387, International Brotherhood of Electrical Workers, AFL-  
 18 CIO ("IBEW Local 387"), by and through undersigned counsel,  
 19 hereby moves the Arizona Corporation Commission ("ACC") for  
 20 leave to intervene as a party in the above-captioned matter.

21 IBEW Local 387 is "directly and substantially affected  
 22 by the proceedings," *id.*, inasmuch as it is the exclusive  
 23 representative of approximately seventy-seven (77) employees  
 24 of Navopache Electric Cooperative, Inc. ("Navopache").  
 25 Navopache and IBEW Local 387 have been parties to a long  
 26 series of collective bargaining agreements ("CBA"), dating  
 27 back to the early 1950s, concerning rates of pay, wages,  
 28 hours of employment, and other terms and conditions of

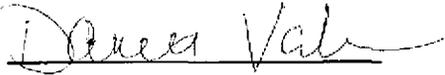
1 employment at Navopache. The parties most recent CBA  
2 expired on November 1, 2009 and negotiations on a successor  
3 agreement are plodding forward. IBEW Local 387 represents  
4 all of the Navopache employees listed in attached Exhibit A.

5 Based on the above, IBEW Local 387 not only has a  
6 direct interest in the outcome of this very large financing  
7 proceeding, but there is a substantial risk that this case  
8 may impair its interest absent being permitted to intervene  
9 into the above-captioned matter. In particular, while IBEW  
10 Local 387 certainly supports the needed construction of  
11 electric distribution and transmission facilities, IBEW  
12 Local 387 is concerned about Navopache's balance sheet and,  
13 what is more important, the Company's overall long-term  
14 strategic plan and the Union's role in it. Because Article  
15 XV, § 3 of the Arizona Constitution expressly provides that  
16 "[t]he Corporation Commission shall... make and enforce  
17 reasonable rules, regulations, and orders for the  
18 convenience, comfort, and safety, and the preservation of  
19 the health, of the employees and patrons of [public service  
20 corporations]," IBEW Local 387 is confident that its  
21 participation in this proceeding will not unduly broaden the  
22 topics delineated in A.R.S. § 40-301[C] and presented  
23 herein. Similarly, because no existing (or potential) party  
24 adequately protects the interests of IBEW Local 387, it is  
25 confident that its participation in these proceedings will  
26 lead to a more well-reasoned decision on the part of the  
27 ACC.

28



1 Steven M. Olea, Director  
2 Utilities Division  
3 Arizona Corporation Commission  
4 1200 West Washington  
5 Phoenix, Arizona 85007

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**EXHIBIT A**

LOCAL UNION NO. 387 of the INTERNATIONAL  
BROTHERHOOD OF ELECTRICAL WORKERS

Navopache Electric Cooperative, Inc.  
union contract wages

EXHIBIT A

1500	Area Service Representative
1510	Communication Electronic Tech
1511	Comm Electronic Tech (1st year)
1512	Comm Electronic Tech (2nd year)
1513	Comm Electronic Tech (3rd year)
1514	Comm Electronic Tech -Journeyman
1515	Comm Electronic Tech - Lead
1540	Class " A Serviceman
1560	Foreman/I
1570	Groundman
1571	Groundman & Pre-Apprentice Groundman (1st year)
1572	Groundman & Pre-Apprentice Groundman(2nd & 3rd year)
1573	Groundman & Pre-Apprentice Groundman(after 3rd year)
1580	Jackhammerman
1590	Laborer
1591	Laborer 1st 3 months
1600	Apprentice Lineman/Polyphase/Substation
1601	Apprentice Lineman (1st 6 months)
1602	Apprentice Lineman (2nd 6 months)
1603	Apprentice Lineman (3rd 6 months)
1604	Apprentice Lineman(4th 6 months)
1605	Apprentice Lineman (5th 6 months)
1606	Apprentice Lineman (6th 6 months)
1607	Apprentice Lineman(7th 6 months)
1608	Apprentice Lineman (8th 6 months)
1609	Lineman -Journeyman
1610	Lineman -Foreman I
1620	Shop Foreman
1630	Auto-Mechanic - Journeyman
1640	Mechanic Hire

1650	Mechanic Apprentice
1651	Mechanic Apprentice (1st 6 months)
1652	Mechanic Apprentice (2nd 6 months)
1653	Mechanic Apprentice (3rd 6 months)
1654	Mechanic Apprentice (4th 6 months)
1655	Mechanic Apprentice (5th 6 months)
1656	Mechanic Apprentice (6th 6 months)
1660	Meterman Polyphase Journeymen
1670	Meterman Polyphase -Lead
1675	Journeyman Electrician Metering (1 <sup>st</sup> Six Months)
1676	Journeyman Electrician Metering (2 <sup>nd</sup> Six Months)
1677	Journeyman Electrician Metering (3 <sup>rd</sup> Six Months)
1678	Journeyman Electrician Metering (Thereafter)
1680	Meterman Single Phase
1685	Assistant Meter Tech
1686	Assistant Meter Tech (1st 6 months)
1687	Assistant Meter Tech (2nd 6 months)
1688	Assistant Meter Tech (3rd 6 months)
1689	Assistant Meter Tech (Thereafter)
1690	Meter Reader
1961	Meter Reader (1st 6 months)
1962	Meter Reader (2nd 6 months)
1963	Meter Reader (3rd 6 months)
1964	Meter Reader (Thereafter)
1965	Meter Reader Lead
1720	Storekeeper -Lead
1721	Storekeeper- Lead( 1st Year)
1722	Storekeeper- Lead(Thereafter)
1730	Storekeeper (1st 6 months)
1732	Storekeeper (2nd 6 months)
1733	Storekeeper (3rd 6 months)
1734	Storekeeper (Thereafter)
1740	Sub-station Maintenance Man
1741	Appr. Sub Station Maint Man (1st 6 months)
1742	Appr. Sub Station Maint Man (2nd 6 months)
1743	Appr. Sub Station Maint Man (3rd 6 months)
1744	Appr. Sub Station Maint Man (4th 6 months)
1745	Appr. Sub Station Maint Man (5th 6 months)
1746	Appr. Sub Station Maint Man (6th 6 months)
1747	Appr. Sub Station Maint Man (7th 6 months)
1748	Appr. Sub Station Maint Man (8th 6 months)
1750	Sub-station Maintenance Man – Foreman
1751	Sub Station Elect. Apparatus Technician

1752 Sub Station Elect. App Tech (1st 6 months)  
 1753 Sub Station Elect. App Tech (2nd 6 months)  
 1754 Sub Station Elect. App Tech (3rd 6 months)  
 1755 Sub Station Elect. App Tech (Thereafter)  
  
 1760 Tree Trimmer  
 1761 Apprentice Tree Trimmer (1st 6 months)  
 1762 Apprentice Tree Trimmer (2<sup>nd</sup> 6 months)  
 1763 Apprentice Tree Trimmer (3<sup>rd</sup> 6 months)  
 1764 Apprentice Tree Trimmer (4<sup>th</sup> 6 months)  
 1765 Journeyman Tree Trimmer  
  
 1766 Tree Trimmer - Foreman  
  
 1770 Truckdriver " A  
  
 1780 Truckdriver "B"  
 1785 Cabler Locator - Utility

EXHIBIT B

1790 Customer Service Representative  
 1791 Customer Service Representative - Lead  
 1792 Customer Service Representative (1st 6 months)  
 1793 Customer Service Representative (2nd 6 months)  
 1794 Customer Service Representative (3rd 6 months)  
 1795 Customer Service Representative (4th 6 months)  
 1796 Customer Service Representative (Thereafter)  
  
 1810 Area Office Coordinator  
 1811 Area Office Coordinator (1st 6 months)  
 1812 Area Office Coordinator (2nd 6 months)  
 1813 Area Office Coordinator (3rd 6 months)  
 1814 Area Office Coordinator (4th 6 months)  
 1815 Area Office Coordinator (Thereafter)  
  
 1820 Cashier  
 1821 Cashier (1st 6 months)  
 1822 Cashier (2nd 6 months)  
 1823 Cashier (3rd 6 months)  
 1824 Cashier (4th 6 months)  
 1825 Cashier Thereafter  
  
 1840 General Office Clerk  
 1841 General Office Clerk (1st 6 months)  
 1842 General Office Clerk (2nd 6 months)  
 1843 General Office Clerk (3rd 6 months)  
 1844 General Office Clerk (4th 6 months)  
 1845 General Office Clerk (Thereafter)  
  
 1920 Collections Representative  
 1921 Collections Representative (1st 6 months)  
 1922 Collections Representative (2nd 6 months)

1923	Collections Representative (3rd 6 months)
1924	Collections Representative (4th 6 months)
1925	Collections Representative (Thereafter)
1930	Collections Representative - Lead
1931	Collections Representative - Lead (1st 6 months)
1932	Collections Representative - Lead (2nd 6 months)
1933	Collections Representative - Lead (3rd 6 months)
1934	Collections Representative - Lead (4th 6 months)
1935	Collections Representative - Lead (Thereafter)
1940	Accounting Clerk
1941	Accounting Clerk (1st six months)
1942	Accounting Clerk (2nd six months)
1943	Accounting Clerk (3rd six months)
1944	Accounting Clerk (4th six months)
1945	Accounting Clerk (Thereafter)