



0000112641

REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
DEFENSE ARMY LEGAL SERVICES AGENCY
11 NORTH STUART STREET
ARLINGTON, VA 22203-1837

INTERVENTION
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1999 JUN 30 P 1:47

BEFORE THE ARIZONA CORPORATION COMMISSION

AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION) DOCKET NO. E-01933A-98-0471
OF TUCSON ELECTRIC POWER COMPANY FOR)
APPROVAL OF ITS STRANDED COST RECOVERY)
AND FOR RELATED APPROVALS,)
AUTHORIZATIONS AND WAIVERS.)

IN THE MATTER OF THE FILING OF TUCSON) DOCKET NO. E-01933A-97-0772
ELECTRIC POWER COMPANY OF UNBUNDLED)
TARIFFS PURSUANT TO A.A.C. R14-1602 et seq.)

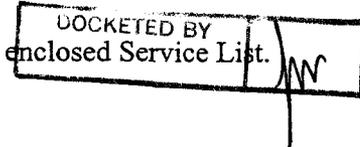
IN THE MATTER OF THE COMPETITION IN THE) DOCKET NO. RE-00000C-94-0165
PROVISION OF ELECTRIC SERVICES)
THROUGHOUT THE STATE OF ARIZONA.)

NOTICE OF FILING

Arizona Corporation Commission
DOCKETED

Enclosed for filing are an original and ten(10) copies of the Motion for Leave to Intervene of the United States Department of Defense and All Other Federal Executive Agencies in the above referenced proceeding. JUN 30 1999

Copies have been served on all known parties in accordance with the enclosed Service List.



Respectfully submitted this 29th day of June, 1999.

Sincerely,

PETER Q. NYCE, JR.
General Attorney
Regulatory Law Office
Phone: (703) 696-1644
Fax: (703) 696-2960

Enclosure



BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION) DOCKET NO. E-01933A-98-0471
OF TUCSON ELECTRIC POWER COMPANY FOR)
APPROVAL OF ITS STRANDED COST RECOVERY)
AND FOR RELATED APPROVALS,)
AUTHORIZATIONS AND WAIVERS.)
IN THE MATTER OF THE FILING OF TUCSON) DOCKET NO. E-01933A-97-0772
ELECTRIC POWER COMPANY OF UNBUNDLED)
TARIFFS PURSUANT TO A.A.C. R14-1602 et seq.)
IN THE MATTER OF THE COMPETITION IN THE) DOCKET NO. RE-00000C-94-0165
PROVISION OF ELECTRIC SERVICES)
THROUGHOUT THE STATE OF ARIZONA.)

MOTION FOR LEAVE TO INTERVENE

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by

PETER Q. NYCE, JR.
General Attorney
Arizona Corporation Commission

DOCKETED

For

JUN 30 1999

THE DEPARTMENT OF DEFENSE

And

DOCKETED BY

ALL OTHER FEDERAL EXECUTIVE AGENCIES

Dated: June 29, 1999

BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE APPLICATION) DOCKET NO. E-01933A-98-0471
OF TUCSON ELECTRIC POWER COMPANY FOR)
APPROVAL OF ITS STRANDED COST RECOVERY)
AND FOR RELATED APPROVALS,)
AUTHORIZATIONS AND WAIVERS.)

IN THE MATTER OF THE FILING OF TUCSON) DOCKET NO. E-01933A-97-0772
ELECTRIC POWER COMPANY OF UNBUNDLED)
TARIFFS PURSUANT TO A.A.C. R14-1602 et seq.)

IN THE MATTER OF THE COMPETITION IN THE) DOCKET NO. RE-00000C-94-0165
PROVISION OF ELECTRIC SERVICES)
THROUGHOUT THE STATE OF ARIZONA.)

MOTION FOR LEAVE TO INTERVENE

The Secretary of Defense, through duly authorized Counsel and on behalf of the consumer interests of the United States Department of Defense, and all other Federal Executive Agencies (DOD), (collectively referred to herein as "DOD"), requests leave to intervene in the above-styled in docket No. E-01933A-97-0772 proceeding of the Tucson Electric Power Company. It is the DOD's understanding that it is already a party to the other two proceedings. As grounds for this Motion, DOD/FEA states:

I

That it is duly authorized by law to make and file this Motion.

II

That the name, title, address, telephone number and facsimile number of the person to whom communications in regard to this motion should be addressed is:

Peter Q. Nyce, Jr.
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Department of the Army
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Also we would respectfully request the addition to the Commission's official service list of:

Dan Neidlinger
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3020 N. 17th Drive
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III

That the United States maintains military installations and civilian agency activities within the State of Arizona, which obtain electric service from Tucson Electric Power Company. On June 10, 1999 the Company filed an Application for Approval of Settlement Agreement resolving stranded costs and unbundled rate issues. In the instant proceeding this Commission proposes to evaluate the Settlement Agreement in the public interest.

IV

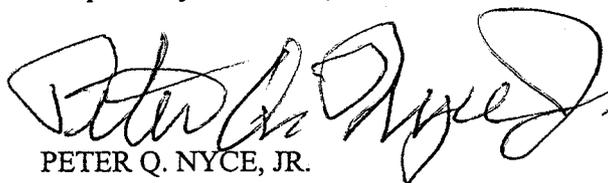
The DOD purchases large quantities of electric service from the Company in Arizona. Among the major federal facilities receiving electric service from Tucson Electric Power company are: Fort Huachuca and Davis Monthan Air Force base. DOD is a customer with a significant economic interest in this proceeding and would be affected by its outcome.

V

That the interest of DOD is such that it cannot be adequately protected by any other party. The load factor, characteristics, and rate schedules upon which these facilities buy power make their usage distinct from other large customers. DOD installations have substantial investments in electric utility distribution plant, and a moderate load factor similar to that of a municipal utility. The DOD will present evidence which will be of value to the Commission in its determination of the issues involved in this proceeding. This intervention of the DOD will neither unduly broaden the issues nor unduly delay the proceeding.

WHEREFORE, the DOD, prays for leave to intervene and to be treated as a party hereto with right to have notice of and appear at the taking of testimony, produce and cross-examine witnesses, and be heard in person or by counsel, upon brief and at oral argument, if oral argument is granted.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Peter Q. Nyce, Jr.", written in a cursive style.

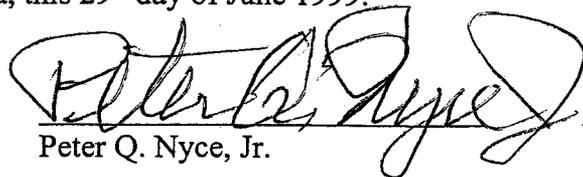
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For
THE DEPARTMENT OF DEFENSE
And
ALL OTHER FEDERAL EXECUTIVE AGENCIES

CERTIFICATE OF SERVICE

I hereby certify a true and correct copy of the Motion for Leave to Intervene on the behalf of the United States Department of Defense And All Other Federal Executive Agencies, was served by first-class U.S. mail, to all parties on the attached service list.

Dated at Arlington County, Virginia, this 29th day of June 1999.


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