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BEFORE THE ARIZONA CORPORATION COMMISSION

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3 COMMISSIONERS  
4 Kristin K. Mayes  
5 Gary Pierce  
6 Sandra D. Kennedy  
7 Paul Newman  
8 Bob Stump

9 IN THE MATTER OF THE FORMAL COMPLAINT  
10 OF MARSHALL MAGRUDER FILED WITH THE  
11 ARIZONA CORPORATION COMMISSION ON  
12 DECEMBER 5, 2008

Docket No. E-04204A-08-0589

5 August 2010

13 Supplemental Information to Motion For An Extension of Time

14 This party, with UNS Electric concurrence, requested the procedural schedule for the UNS  
15 Electric "Motion to Dismiss and Stay" be extended 30 days from that in the Procedural Order of  
16 21 June 2010. The City of Nogales Council meeting on 4 August "tabled" a proposed agreement  
17 proposed and rescheduled it for the 1 September Council Meeting.

18 Resolution of Mr. Magruder's standing and authority was due 30 July 2010 that was not filed  
19 due to the pending Motion for an Extension of Time filed on 27 July 2010. This party plans to  
20 respond, however, determination of the City's position is an important element of my response.

21 This party's positions on these issues are in his Direct Testimony of 22 March 2010.

22 Further, an extension permits the **Commission's Utilities Division** time to respond to the  
23 "interpretation of Commission Decisions" requested in Procedural Order on 16 April 2010. It  
24 now seems the Utilities Division review all three issues in the 22 March 2010 Direct Testimony  
25 is more important because the City could use a "third party" review of ACC Decision No. 61793  
26 with its attached Revised Settlement Agreement between the City and Citizens (UNS Electric),  
27 and the Staff's Settlement Agreement with Citizens, copies in Magruder Testimony.

28 I have scheduling conflicts between 3 to 20 September 2010.

29 Respectfully submitted on this 5<sup>th</sup> day of August 2010.

30  
31 Arizona Corporation Commission  
32 DOCKETED  
33 AUG 6 2010

MARSHALL MAGRUDER

34 By Marshall Magruder  
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35 DOCKETED BY RS

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2 **Service List**

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