

ORIGINAL



0000120571

BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

Arizona Corporation Commission

DOCKETED

DEC 8 2010

COMMISSIONERS

KRISTIN K. MAYES, Chairman 2010 DEC -8 A 10: 16  
GARY PIERCE  
PAUL NEWMAN  
SANDRA D. KENNEDY  
BOB STUMP

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

DOCKETED BY [Signature]

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.

DOCKET NO. E-01575A-08-0328

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 AREAS OF WHETSTONE, RAIN  
VALLEY, ELGIN, CANELO, SONOITA, AND  
PATAGONIA, ARIZONA.

DOCKET NO. E-01575A-09-0453

PROCEDURAL ORDER

**BY THE COMMISSION:**

On September 18, 2009, Sulphur Springs Valley Electric Cooperative, Inc. ("SSVEC" or "Cooperative") filed with the Arizona Corporation Commission ("Commission") an application for an order to institute a moratorium on new connections to the V-7 feeder line serving the Whetstone, Rain Valley, Elgin, Canelo, Sonoita and Patagonia, Arizona areas in Docket No. E-01575A-09-0453 ("Moratorium Application").

On September 28, 2009, pursuant to A.R.S. § 40-253 and A.A.C. R14-3-111, SSVEC filed with the Commission an Application for Rehearing and Reconsideration of Commission Decision No. 71274, dated September 8, 2009, in Docket No. E-01575A-08-0328 ("Reconsideration Application"). The Moratorium Application and Reconsideration Application were consolidated by Procedural Order dated January 29, 2010.

1 On January 14, 2010, SSVEC filed with the Commission a Petition to Amend Decision No.  
2 71274 Pursuant to A.R.S. §40-252 and for Related Authorization ("252 Petition"). In its 252  
3 Petition, SSVEC indicated that if the Commission granted the relief requested in the 252 Petition, the  
4 Cooperative would withdraw its Moratorium and Reconsideration Applications following the  
5 Commission's issuance of a final and non-appealable order.

6 On July 12, 2010, the Commission issued Decision No. 71794 ("252 Order") which granted  
7 the relief SSVEC requested.

8 The 252 Order became a final Order of the Commission pursuant to A.R. S. §40-253.

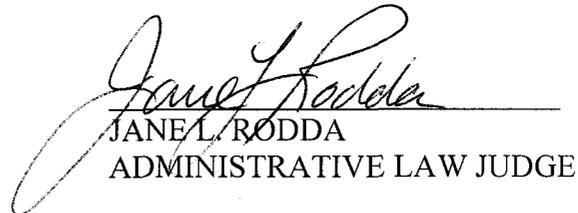
9 On November 4, 2010, SSVEC filed a Motion to Withdraw its Reconsideration Application  
10 and its Moratorium Application.

11 On November 17, 2010, Staff filed its Response to SSVEC's Motion to Withdraw its  
12 Reconsideration Application and Moratorium Application. Staff states it does not object to SSVEC's  
13 request to withdraw the applications.

14 In Decision No. 71794, the Commission amended Decision No. 71274 to remove the  
15 prohibition on SSVEC from constructing the 69kV line at issue. With the removal of the prohibition  
16 on SSVEC's ability to construct the line, the issues SSVEC raised in the Moratorium Application and  
17 Reconsideration Application have been addressed. No party opposes the request to withdraw the  
18 applications. Consequently, SSVEC's Motion should be granted.

19 IT IS THEREFORE ORDERED that Sulphur Springs Valley Electric Cooperative, Inc.s'  
20 **Motion to Withdraw its Reconsideration Application and its Moratorium Application is**  
21 **granted, and Docket No. E-01575A-09-0453 shall be administratively closed.**

22 DATED this 7<sup>th</sup> day of December, 2010.

23  
24  
25   
26 JANE L. RODDA  
27 ADMINISTRATIVE LAW JUDGE  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Copies of the foregoing mailed  
this 7<sup>th</sup> day of December, 2010 to:

Bradley S. Carroll  
Jeffrey W. Crockett  
SNELL & WILMER LLP  
One Arizona Center  
400 East Van Buren  
Phoenix, Arizona 85004-2202  
Attorneys for SSVEC

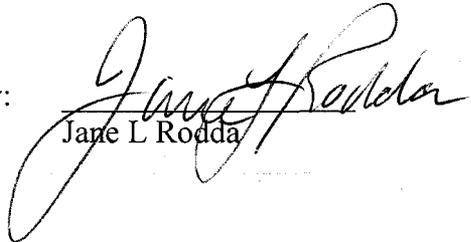
Susan Scott  
PO Box 178  
Sonoita, AZ 85637  
Intervenor

Susan J. Downing  
HC 1 Box 197  
Elgin, Arizona 85611

James F. Rowley III  
HC1 Box 259  
Elgin, Arizona 85611-9712

Janice Alward, Chief Counsel  
LEGAL DIVISION  
ARIZONA CORPORATION COMMISSION  
1200 W. Washington Street  
Phoenix, Arizona 85007

Steve Olea, Director  
UTILITIES DIVISION  
ARIZONA CORPORATION COMMISSION  
1200 W. Washington Street  
Phoenix, Arizona 85007

By:   
Jane L Rodda