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BEFORE THE ARIZONA CORPORATION COMMISSION
DOCKETED

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COMMISSIONER
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JAN 26 1999

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IN THE MATTER OF COMPETITION IN THE
PROVISION OF ELECTRIC SERVICES
THROUGHOUT THE STATE OF ARIZONA.

DOCKET NO. RE-00000C-94-0165

PROCEDURAL ORDER

BY THE COMMISSION:

On January 5, 1999, the Arizona Corporation Commission ("Commission") issued Decision No. 61311 which stayed the Retail Electric Competition Rules ("Rules"). In addition, Decision No. 61311 ordered the Hearing Division to establish a Procedural Order to begin consideration of further comment and actions in this docket.

As a result of Decision No. 61311, it is clear that the Commission intends to resolve the remaining issues in electric industry restructuring in a timely manner with an open process that insures input from all interested parties¹ and Affected Utilities. By Procedural Order dated January 6, 1999, all interested parties (including Staff) and Affected Utilities were given the opportunity to file comments on procedural issues by January 20, 1999. Following the Commission's receipt of those comments, a procedural conference was held on January 22, 1999 at 1:30 p.m., at which interested parties and Affected Utilities appeared and provided further comments. At that procedural conference, the interested parties and the Affected Utilities were advised that comments would be taken from all parties for the purpose of preparing a proposed rulemaking order for submission to the Commission by February 5, 1999.

Pursuant to Decision No. 61311 and A.A.C. R14-3-109, the Commission now issues this Procedural Order to govern the preparation of this proceeding.

¹ On January 4, 1999, the Attorney General's Office and the Residential Utility Consumer Office ("RUCO") filed a suggested procedural schedule for resolution of the remaining electric industry restructuring issues.

1 IT IS THEREFORE ORDERED that all interested parties (including Staff) and Affected
2 Utilities shall file no later than 4:00 p.m. on January 29, 1999, additional proposed changes to the
3 Rules, including any proposals for additional rules.

4 IT IS FURTHER ORDERED that the above-ordered filing shall reference the Rules as they
5 were amended by Decision No. 61272 (December 11, 1998), and shall be submitted in strikeout and
6 underline format with explanation provided beneath each proposed change.

7 IT IS FURTHER ORDERED that the interested parties shall jointly file, by 4:00 p.m. on
8 January 29, 1999², comments including the following:

- 9 A) A list of those Rules the parties agree need not be amended.
- 10 B) A list of suggested modifications/clarifications to the January 4, 1999 joint proposal of
- 11 RUCO and the Attorney General regarding a procedural schedule for hearings on
- 12 stranded costs and unbundled tariff issues.

13 IT IS FURTHER ORDERED that the interested parties shall jointly file on March 1, 1999³,
14 comments addressing the issues still in need of resolution in the electric industry restructuring
15 process.

16 IT IS FURTHER ORDERED that the above-ordered filings shall be provided to all parties on
17 the attached updated service list.

18
19 DATED this 26th day of January, 1999.

20
21 
22 _____
23 JERRY L. RUDIBAUGH
24 CHIEF HEARING OFFICER

25 ² The Attorney General's Office and RUCO volunteered at the pre-hearing conference to compile these joint comments.
26 The interested parties must provide their list of Rule numbers that they believe should be amended to either the Attorney
27 General's Office or RUCO no later than noon on January 28, 1999, in order to allow adequate time to have their
28 comments included in the joint filing.

³ The Attorney General's Office and RUCO volunteered at the pre-hearing conference to compile these joint comments as
well. The interested parties must provide their individual comments to either the Attorney General's Office or RUCO no
later than February 24, 1999, in order to allow adequate time to have their comments included in the joint filing.

1 Copies of the foregoing mailed/delivered/faxed
2 this 26th day of January, 1999 to:

3 All Parties of Record for Docket No. RE-00000C-94-0165 (Please see attached Service List.)
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6 By: Debbi Person
7 Debbi Person
8 Secretary to Jerry Rudibaugh
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