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CARL J. KUNASEK  
COMMISSIONER  
TONY WEST  
COMMISSIONER



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ARIZONA CORPORATION COMMISSION

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March 17, 1999

**Docket No. RE-00000C-94-0165**  
**Decision No. 60977**

Honorable Jim Irvin  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, AZ 85007

Dear Chairman Irvin:

As you are aware, the Hearing Division has issued changes to the Electric Restructuring Rules as well as the Stranded Cost Decision. The Hearing Division is currently awaiting a decision from the Commissioners before issuing a procedural order that would establish time-lines for resolving the remaining issues.

While I remain hopeful that the parties will be able to reach consensus on many of the issues, I am not prepared to wait for that eventuality.

The biggest inducement we can provide for a settlement is to establish drop-dead dates for Commission resolution.

As I have said repeatedly, a settlement is viable only if all major stakeholders come to such resolution. I am concerned that we are repeating the mistakes of last year by not establishing hearing dates to decide issues not resolved through consensus.

I would encourage you and Commissioner West to include for discussion and decision the recommend changes to the Electric Restructuring Rules and Stranded Cost Decision no later than the next Open Meeting.

Please let me know your opinion on this matter.

Sincerely,

Commissioner Carl Kunasek

cc: Commissioner West  
Paul Bullis  
Ray Williamson

Arizona Corporation Commission

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