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**BEFORE THE ARIZONA CORPORATION COMMISSION**

AZ CORP COMMISSION

Arizona Corporation Commission

JIM IRVIN  
COMMISSIONER-CHAIRMAN  
TONY WEST  
COMMISSIONER  
CARL J. KUNASEK  
COMMISSIONER

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**DOCKETED**

**APR 21 1999**

DOCUMENT CONTROL

DOCKETED BY <i>P.S.</i>	
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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 11, 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. It was clear from Decision No. 61311 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 parties and Affected Utilities. By Procedural Order dated January 6, 1999, all interested parties and Affected Utilities were given the opportunity to file comments on procedural issues by January 20, 1999. On January 26, 1999, the Attorney General's Office ("AG") and the Residential Utility Consumers Office ("RUCO") conducted a meeting with interested stakeholders. On January 29, 1999, the AG and RUCO filed a Summary of Consensus or Revised Procedural Order Recommendation ("Summary"). The Summary set forth suggested procedural dates with which the parties were generally in agreement. On April 14, 1999, the Commission revised the stranded cost recovery options and ordered revised Electric Competition Rules to be forwarded to the Secretary of State's office. As a result, the Commission now issues this Procedural Order to govern each Affected Utility's stranded cost and unbundled tariffs filings as well as determination of remaining issues.

IT IS THEREFORE ORDERED that a hearing shall commence on each Affected Utility's stranded cost and unbundled tariffs filings pursuant to the following schedule:

Citizens Utility Company	August 25, 1999
Arizona Electric Power Cooperative	September 1, 1999

1	Arizona Public Service Company	September 8, 1999
2	Tucson Electric Power Company	September 29, 1999
3	Other Affected Utilities	October 13, 1999

4 IT IS FURTHER ORDERED that Affected Utilities shall file supplements or amendments to  
5 stranded cost/unbundled tariffs filings and direct testimony to support their filings on or before June  
6 14, 1999.

7 IT IS FURTHER ORDERED that Intervenors and the Utilities Division Staff shall file  
8 testimony addressing the Affected Utilities as follows:

9	Citizens Utilities Company	July 14, 1999
10	Arizona Electric Power Cooperative	July 21, 1999
11	Arizona Public Service Company	July 28, 1999
12	Tucson Electric Power Company	August 4, 1999
13	Other Affected Utilities	August 11, 1999

14 IT IS FURTHER ORDERED that the Affected Utilities shall file rebuttal testimony pursuant  
15 to the following schedule:

16	Citizens Utilities Company	July 28, 1999
17	Arizona Electric Power Cooperative	August 4, 1999
18	Arizona Public Service Company	August 11, 1999
19	Tucson Electric Power Company	August 18, 1999
20	Other Affected Utilities	August 25, 1999

21 IT IS FURTHER ORDERED that a pre-hearing conference shall commence at 1:30 p.m.  
22 regarding each Affected Utility pursuant to the following schedule:

23	Citizens Utilities Company	August 18, 1999
24	Arizona Electric Power Cooperative	August 25, 1999
25	Arizona Public Service Company	September 1, 1999
26	Tucson Electric Power Company	September 10, 1999
27	Other Affected Utilities	September 24, 1999

1 IT IS FURTHER ORDERED that simultaneous closing briefs shall be filed two weeks after  
2 the close of each respective hearing.

3 IT IS FURTHER ORDERED that each party shall submit to the AG and RUCO on or before  
4 April 28, 1999 a list of remaining issues to be resolved, a recommended methodology to resolve such  
5 issues, and the priority order of resolution.

6 IT IS FURTHER ORDERED that the AG and RUCO shall file on or before May 3, 1999 a  
7 consolidated list of issues remaining for adjudication.<sup>1</sup>

8 IT IS FURTHER ORDERED that a procedural conference shall commence at 1:30 p.m. on  
9 May 6, 1999 on the remaining issues.

10 IT IS FURTHER ORDERED that discovery disputes shall be handled by agreement of the  
11 disputing parties and then if necessary by the Hearing Division.

12 IT IS FURTHER ORDERED that no discovery requests shall be served after the pre-hearing  
13 conference for the respective Affected Utility.

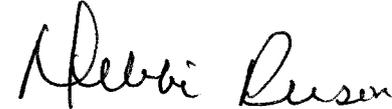
14 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive  
15 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

16 DATED this 21<sup>st</sup> day of April, 1999.

17  
18   
19 JERRY L. RUDIBAUGH  
CHIEF HEARING OFFICER

20 Copies of the foregoing mailed/delivered  
21 this 21<sup>st</sup> day of April, 1999 to:

22 Service list for Docket No. RE-00000C-94-0165

23  
24 By:   
25 Debbi Person  
26 Secretary to Jerry Rudibaugh

27  
28 <sup>1</sup> This ordering paragraph reflects our understanding of what the AG and RUCO have volunteered to do. It is much appreciated!!