

OPEN MEETING ITEM



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COMMISSIONERS
GARY PIERCE - Chairman
BOB STUMP
SANDRA D. KENNEDY
PAUL NEWMAN
BRENDA BURNS



ARIZONA CORPORATION COMMISSION

Executive Director
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ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

DATE: JANUARY 13, 2011

DOCKET NO.: E-01345A-08-0172

TO ALL PARTIES:

Enclosed please find the recommendation of Administrative Law Judge Dwight D. Nodes. The recommendation has been filed in the form of an Order on:

ARIZONA PUBLIC SERVICE COMPANY
(AMEND DECISION NO. 71448)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Administrative Law Judge by filing an original and thirteen (13) copies of the exceptions with the Commission's Docket Control at the address listed below by **4:00** p.m. on or before:

JANUARY 24, 2011

The enclosed is NOT an order of the Commission, but a recommendation of the Administrative Law Judge to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Open Meeting to be held on:

FEBRUARY 1, 2011 and FEBRUARY 2, 2011

For more information, you may contact Docket Control at (602) 542-3477 or the Hearing Division at (602) 542-4250. For information about the Open Meeting, contact the Executive Director's Office at (602) 542-3931.

Arizona Corporation Commission

DOCKETED

JAN 13 2011

DOCKETED BY

ERNEST G. JOHNSON
EXECUTIVE DIRECTOR

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

3 GARY PIERCE - Chairman
4 BOB STUMP
5 SANDRA D. KENNEDY
6 PAUL NEWMAN
7 BRENDA BURNS

8 IN THE MATTER OF THE APPLICATION OF
9 ARIZONA PUBLIC SERVICE COMPANY FOR A
10 HEARING TO DETERMINE THE FAIR VALUE
11 OF THE UTILITY PROPERTY OF THE
12 COMPANY FOR RATEMAKING PURPOSES, TO
13 FIX A JUST AND REASONABLE RATE OF
14 RETURN THEREON, AND TO APPROVE RATE
15 SCHEDULES DESIGNED TO DEVELOP SUCH
16 RETURN.

DOCKET NO. E-01345A-08-0172

**ORDER AMENDING
DECISION NO. 71448**

17 **BY THE COMMISSION:**

18 **FINDINGS OF FACT**

19 1. On December 30, 2009, the Arizona Corporation Commission ("Commission") issued
20 Decision No. 71448 which, among other things, required the Utilities Division Staff ("Staff") to
21 select a firm to perform a Benchmark Study regarding Arizona Public Service Company's ("APS")
22 operations and cost performance. The Benchmark Study Report was due to be filed by December 31,
23 2010.

24 2. On December 22, 2010, Staff filed a Request for an Extension of Time to File
25 Benchmarking Study, until March 1, 2011. Staff states that it selected the firm; the study has for the
26 most part been completed; and certain issues require further evaluation. Staff indicated that the firm
27 is in the process of conducting the further issue evaluation but needs additional time to complete its
28 final review and analysis. Staff claims that no party would be prejudiced by the requested extension
of time because the Benchmark Study will be completed prior to the filing of APS' next rate case
application.

3. Staff's request for an extension of time is reasonable.

CONCLUSIONS OF LAW

1
2 1. APS is a public service corporation within the meaning of Article XV of the Arizona
3 Constitution and A.R.S. §§40-281 and 40-282.

4 2. The Commission has jurisdiction over APS and the subject matter of the application.

5 3. Staff's Request for an Extension of Time to File Benchmarking Study is reasonable
6 and should be approved.

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ORDER

IT IS THEREFORE ORDERED that Staff's Request for an Extension of Time to File Benchmarking Study is hereby granted. Staff shall file the required Benchmark Study Report on or before March 1, 2011.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

CHAIRMAN _____ COMMISSIONER _____

COMMISSIONER _____ COMMISSIONER _____ COMMISSIONER _____

IN WITNESS WHEREOF, I, ERNEST G. JOHNSON, Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this _____ day of _____, 2011.

ERNEST G. JOHNSON
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

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ARIZONA PUBLIC SERVICE COMPANY

DOCKET NO.:

E-01345A-08-0172

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