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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

DOCKETED

DEC 31 1998

DOCKETED BY *RW*

JIM IRVIN
Commissioner-Chairman
RENZ D. JENNINGS
Commissioner
CARL J. KUNASEK
Commissioner

DOCKET NO. RE-00000C-94-0165

Decision No. 61309

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

ORDER

Open Meeting
December 31, 1998
Phoenix, Arizona

BY THE COMMISSION:

Having considered the entire record herein and being fully advised in the premises,
the Commission finds, concludes and orders that:

FINDINGS OF FACT

- On December 11, 1998, the Arizona Corporation Commission ("Commission") entered Decision No. 61272 in the above matter.
- On December 31, 1998, pursuant to A.R.S. § 40-253, the following parties filed applications for rehearing and/or reconsideration: Trico Electric Cooperative, Inc., ASARCO Incorporated, Cyprus Climax Metals Company, Enron Corp. and Arizonans for Electric Choice and Competition, Residential Utility Consumer Office, Tucson Electric Power Company, Arizona Public Service Company, Arizona Transmission Dependent Utility Group, Sulphur Springs Valley Electric Cooperative, Inc., Graham County Electric Cooperative, Inc., Duncan Valley Electric Cooperative, Inc. and Arizona Electric Power Cooperative, Inc.

CONCLUSIONS OF LAW

- The Commission has jurisdiction over this matter pursuant to Article XV of the Arizona Constitution and A.R.S. §§ 40-202, 40-203, 40-250, 40-321, 40-322, 40-331, 40-332, 40-336, 40-361, 40-365, 40-367 and A.R.S. Title 40 generally.

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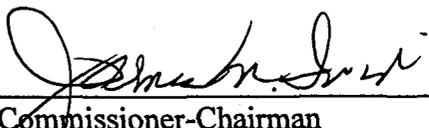
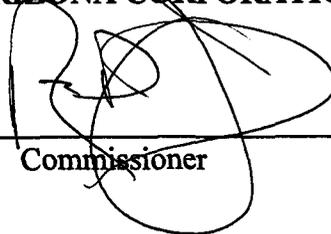
2. The applications for rehearing and/or reconsideration are not well-taken and should be denied.

ORDER

IT IS THEREFORE ORDERED that the applications for rehearing and/or reconsideration filed by Trico Electric Cooperative, Inc., ASARCO Incorporated, Cyprus Climax Metals Company, Enron Corp. and Arizonans for Electric Choice and Competition, Residential Utility Consumer Office, Tucson Electric Power Company, Arizona Public Service Company, Arizona Transmission Dependent Utility Group, Sulphur Springs Valley Electric Cooperative, Inc., Graham County Electric Cooperative, Inc., Duncan Valley Electric Cooperative, Inc. and Arizona Electric Power Cooperative, Inc. are hereby denied.

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

BY ORDER OF THE ARIZONA CORPORATION COMMISSION

 _____ Commissioner-Chairman	 _____ Commissioner	_____ Commissioner
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IN WITNESS WHEREOF, I, JACK ROSE, Executive Secretary of the Arizona Corporation Commission, have hereunto, set my hand and caused the official seal of this Commission to be affixed at the Capitol, in the City of Phoenix, this 31st day of December 1998.



JACK ROSE
Executive Secretary

DISSENT _____