

INTERVENTION

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ARIZONA CORPORATION
DOCKET CONTROL

1 Travis Ritchie (*pro hac vice* pending)
CA State Bar No. 258084
2 Sierra Club Environmental Law Program
85 Second Street, 2nd Floor
3 San Francisco, CA 941095
4 Attorney for Sierra Club

Before the Arizona Corporation Commission

Arizona Corporation Commission
DOCKETED

MAR 14 2011

DOCKETED BY *[Signature]*

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8 GARY PIERCE, CHAIRMAN
PAUL NEWMAN
9 SANDRA D. KENNEDY
BOB STUMP
10 BRENDA BURNS

11
12 IN THE MATTER OF THE APPLICATION
OF ARIZONA PUBLIC SERVICE
13 COMPANY FOR AUTHORIZATION FOR
THE PURCHASE OF GENERATING
14 ASSETS FROM SOUTHERN CALIFORNIA
EDISON AND FOR AN ACCOUNTING
15 ORDER.

Docket No. E-01 345A-10-0474

**PETITION FOR LEAVE TO
INTERVENE BY SIERRA CLUB**

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17 Pursuant to R14-3-105 of the Rules of Practice and Procedure of the Arizona Corporation
18 Commission, Sierra Club hereby petitions for leave to intervene in the above-captioned
19 proceeding.

Sierra Club

20
21 1. Sierra Club is a national, non-profit environmental and conservation organization
22 incorporated under the laws of the State of California. The Sierra Club is dedicated to the
23 protection of public health and the environment. Sierra Club petitions to intervene in this
24 proceeding on behalf of itself and its approximately 12,000 Sierra Club members who live and
25

1 purchase utility services in Arizona, many of whom are residential customers of Arizona Public
2 Service Company ("APS"). Sierra Club's Arizona members have a direct and substantial interest
3 in this proceeding because the proposed purchase by APS of assets from the Four Corners Power
4 Plant will have environmental, health and economic consequences for Sierra Club members who
5 are customers of APS. These Sierra Club members have a right to participate in this proceeding
6 to inform the Commission of their interests, both environmental and economic, that relate to the
7 type of electric power generation that APS chooses to invest in.

8 2. Sierra Club's Beyond Coal campaign advances the development of energy
9 conservation and renewable energy policies, which eliminate or reduce global climate change
10 emissions, reduce utility bills, and generate renewable energy. Sierra Club's work includes
11 advocating for the implementation of robust incentive programs that assist its members and
12 utility consumers generally to generate their own renewable energy and increase energy
13 efficiency. The Sierra Club's work includes intervening in efficiency and renewable energy
14 dockets at public utility commissions nationwide, submitting comments in numerous state and
15 federal agency energy-related proceedings and rulemakings, attending and speaking at public
16 hearings, speaking to students and civic and other organizations, and holding seminars and
17 symposia – all in support of policies to reduce the impact of climate change and other air
18 pollution by promoting clean energy alternatives and energy efficiency. Sierra Club members
19 have worked tirelessly to reduce reliance on carbon emitting energy sources such as the Four
20 Corners Power plant by promoting clean energy alternatives and energy efficiency measures.

21 3. Sierra Club has an interest in this docket because its members who live within
22 APS service territory will be directly and substantially affected by APS's proposed purchase of
23 coal-fired electric generating assets at the Four Corners Power Plant.

1 4. Intervention by Sierra Club will not unduly broaden the issues or delay the
2 proceeding.

3 5. Sierra Club attorney Travis Ritchie requests permission from the Commission to
4 appear *pro hac vice* on a temporary basis pursuant to Supreme Court Rule 38(a)(3). There is
5 good cause to allow temporary admission because it will allow Sierra Club to participate in the
6 proceeding without delay and according to the Procedural Order issued on March 4, 2011. Mr.
7 Ritchie is a member in good standing of the State Bar of California (Bar No. 258084) and is
8 currently in the process of completing the application for admission *pro hac vice*.

9 6. Sierra Club requests that all pleadings, correspondence, discovery, and other
10 documents be served on the following:

11 Travis Ritchie
12 Sierra Club Environmental Law Program
13 85 Second Street, 2nd Floor
14 San Francisco, CA 94105
15 Phone: 415-977-5727
16 Fax: 415-977-5793
17 travis.ritchie@sierraclub.org

18 WHEREFORE, Sierra Club respectfully requests that the Commission issue an order
19 granting Petition for Leave to Intervene in the above-captioned proceeding.

20 Dated this 11th day of March, 2011



21 Travis Ritchie
22 Sierra Club Environmental Law Program
23 85 Second Street, 2nd Floor
24 San Francisco, CA 94105
25 Phone: 415-977-5727
 Fax: 415-977-5793
 travis.ritchie@sierraclub.org
 Attorney for Sierra Club

1 I, Megan Siems, do hereby certify that I have this day served the foregoing
2 documents on all parties of record in this proceeding by mailing a copy thereof via Fedex or
United States Postal Service, properly addressed with first class postage prepaid to:

3 Docketing Supervisor (13 Copies)
4 Docket Control
5 Arizona Corporation Commission
1200 W. Washington
Phoenix, AZ 85007

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Steven M. Olea, Director
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Arizona Corporate Commission
1200 West Washington Street
Phoenix, AZ 85007

18
19 Dated at San Francisco, California, this 11th day of March, 2011

20
21 

22 Megan Siems
23 Sierra Club Environmental Law Program
24 85 Second Street, 2nd Floor
25 San Francisco, CA 94105
Assistant for Travis Ritchie