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AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

JUN 20 2011

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BEFORE THE ARIZONA CORPORATION COMMISSION

IN THE MATTER OF THE COMPLAINT OF
BUREAU OF INDIAN AFFAIRS, UNITED
STATES OF AMERICA, AGAINST
MOHAVE ELECTRIC COOPERATIVE,
INC. AS TO SERVICES TO THE
HAVASUPAI AND HUALAPAI INDIAN
RESERVATIONS.

DOCKET NO. E-01750A-05-0579

**JOINT NOTICE OF
SETTLEMENT AND REQUEST
FOR PROCEDURAL
CONFERENCE**

The Bureau of Indian Affairs ("BIA") and Mohave Electric Cooperative, Inc. ("MEC"), by and through their counsel undersigned, hereby notify the Commission that they have reached an agreement that resolves the issues pending in the BIA's Complaint and the Decision that is currently under reconsideration in this docket. The parties have reached general agreement on the primary points of the terms of a Memorandum of Agreement that will form the basis of formal settlement documentation involving them and parties served by the 70-mile Line, and expect to sign the Memorandum of Agreement shortly. It will take additional time to transform the items in the memorandum of agreement into the formal documentation carrying forward the intent of that memorandum, as well as approvals from the United States Department of Interior and the Board of MEC of such documentation.

The parties believe that they will be able to inform the Commission more specifically of the timeframes that will be needed to formally complete the documentation of the settlement in approximately 30 days. Accordingly, the parties request the Commission to

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1 enter a Procedural Order (1) vacating the deadline dates for pre-filing testimony and other
2 pleadings, (2) vacating the date of the rehearing of this matter, currently set for July 25,
3 2011, and (3) setting a Procedural Conference approximately 30 days from this date at the
4 Hearing Division's convenience so that the parties may inform the Commission of where
5 they stand in the settlement documentation process and resolve any remaining procedural
6 issues involved in resolving this case.

7 RESPECTFULLY SUBMITTED this 20th day of June, 2011.

8 DENNIS K. BURKE
9 United States Attorney
10 District of Arizona

11 By  (with permission)
12 MARK J. WENKER
13 Assistant U.S. Attorney
14 Attorneys for the Bureau of Indian Affairs

15 BRYAN CAVE LLP

16 By 
17 Steven A. Hirsch, #006360
18 Rodney W. Ott, #016686
19 Two N. Central Avenue, Suite 2200
20 Phoenix, AZ 85004-4406
21 Attorneys for Mohave Electric
22 Cooperative, Inc.

23 **ORIGINAL and 13 COPIES** of the
24 foregoing were hand-delivered for
25 filing this 20th day of June, 2011, to:

26 Docket Control
27 Arizona Corporation Commission
28 1200 W. Washington Street
Phoenix, AZ 85007

1 **COPY** of the foregoing hand-delivered this
2 *20th* day of June, 2011, to:

3 Hearing Division
4 Arizona Corporation Commission
5 1200 W. Washington
6 Phoenix, AZ 85007-2927

7 Janice Alward
8 Legal Division
9 Arizona Corporation Commission
10 1200 W. Washington Street
11 Phoenix, AZ 85007

12 Mark J. Wenker
13 U.S. Attorney's Office
14 40 N. Central Avenue, Suite 1200
15 Phoenix, AZ 85004-4408
16 Attorneys for the Bureau of Indian Affairs

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