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BEFORE THE ARIZONA CORPORATION COMMISSION
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COMMISSIONERS

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

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AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

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DOCKETED BY

IN THE MATTER OF THE APPLICATION OF
SONORAN SOLAR ENERGY, LLC, IN
CONFORMANCE WITH THE REQUIREMENTS
OF ARIZONA REVISED STATUTES,
SECTIONS 40-360, et seq., FOR A CERTIFICATE
OF ENVIRONMENTAL COMPATIBILITY
AUTHORIZING CONSTRUCTION OF A 500KV
GEN-TIE LINE AND SWITCHYARD
ORIGINATING AT THE PROPOSED SONORAN
SOLAR ENERGY PROJECT SWITCHYARD
AND TERMINATING AT THE JOJOBA
SUBSTATION LOCATED IN MARICOPA
COUNTY, ARIZONA.

CASE NO. 162

Docket No. L-00000UU-11-0337-00162

NOTICE OF FILING SAMPLE FORMS
OF ORDER FOR CASE NO. 162

The Commission's Legal Division hereby provides sample forms of order for the Commission's convenience when considering the above-captioned matter. Sample Order No. 1 is in a format suitable for Commission approval of the Siting Committee's Certificate of Environmental Compatibility ("CEC") decision. Sample Order No. 2 is in a format for Commission modifications to the Siting Committee's CEC decision. Sample Order No. 3 is in a format for denial of the CEC issued in the Siting Committee's decision.

RESPECTFULLY SUBMITTED this 21st day of November, 2011.

Charles H. Hains
Staff Attorney
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

1 **Original and Twenty-eight (28)**
2 **copies of the foregoing filed this**
3 **21st day of November, 2011 with:**

4 Docket Control
5 Arizona Corporation Commission
6 1200 West Washington Street
7 Phoenix, Arizona 85007

8 **Copies of the foregoing mailed**
9 **this 21st day of November, 2011 to:**

10 Kenneth Sundlof, Jr.
11 JENNINGS, STROUSS & SALMON P.L.C.
12 One East Washington Street, 19th floor
13 Phoenix, Arizona 85004

14 Brandon Stankiewicz
15 Project Director, Development
16 NextEra Energy Resources
17 700 Universe Blvd.
18 Juno Beach, Florida 33408

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By Roseann Osorio

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BEFORE THE ARIZONA CORPORATION COMMISSION

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

IN THE MATTER OF THE APPLICATION
OF SONORAN SOLAR ENERGY, LLC, IN
CONFORMANCE WITH THE
REQUIREMENTS OF ARIZONA REVISED
STATUTES, SECTIONS 40-360, et seq., FOR
A CERTIFICATE OF ENVIRONMENTAL
COMPATIBILITY AUTHORIZING
CONSTRUCTION OF A 500KV GEN-TIE
LINE AND SWITCHYARD ORIGINATING
AT THE PROPOSED SONORAN SOLAR
ENERGY PROJECT SWITCHYARD AND
TERMINATING AT THE JOJOBA
SUBSTATION LOCATED IN MARICOPA
COUNTY, ARIZONA.

CASE NO. 162

Docket No. L-00000UU-11-0337-00162

DECISION NO. _____

SAMPLE ORDER NO. 1

(Sample Form of Order for the Convenience of the Commission to Use if the Commission Determines it is in the Public Interest to Grant the Project a CEC as Issued by the Siting Committee's Decision.)

Utilities and Securities Open Meeting
December 1, 2011
Phoenix, Arizona

BY THE COMMISSION:

Pursuant to A.R.S. § 40-360, et seq, after due consideration of all relevant matters, the Arizona Corporation Commission ("Commission") finds and concludes that the Certificate of Environmental Compatibility ("CEC") issued by the Arizona Power Plant and Transmission Line Siting Committee ("Siting Committee") is hereby approved as granted by this Order.

The Commission, in reaching its decision, has balanced all relevant matters in the broad public interest, including the need for an adequate, economical and reliable supply of electric power with the desire to minimize the effect thereof on the environment and ecology of this state, and finds that granting the Project a CEC is in the public interest.

...

1 The Commission further finds and concludes that in balancing the broad public interest in
2 this matter:

3 1. The Project is in the public interest because it aids the state in meeting the need for
4 an adequate, economical, and reliable supply of electric power.

5 2. In balancing the need for the Project with its effect on the environment and ecology
6 of the state, the conditions placed on the CEC effectively minimize its impact on the environment
7 and ecology of the state.

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1 3. The conditions placed on the CEC resolve matters concerning the need for the
 2 Project and its impact on the environment and ecology of the state raised during the course of
 3 proceedings, and as such, serve as the findings on the matters raised.

4 4. In light of these conditions, the balancing in the broad public interest results in
 5 favor of granting the CEC.

6 **THE CEC ISSUED BY THE SITING COMMITTEE IS**
 7 **INCORPORATED HEREIN AND IS APPROVED BY ORDER OF THE**
 8 **ARIZONA CORPORATION COMMISSION**

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 11 CHAIRMAN COMMISSIONER COMMISSIONER

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 14 COMMISSIONER COMMISSIONER

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

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 ERNEST G. JOHNSON
 Executive Director

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 24 DISSENT: _____

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 26 DISSENT: _____

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BEFORE THE ARIZONA CORPORATION COMMISSION

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

IN THE MATTER OF THE APPLICATION
 OF SONORAN SOLAR ENERGY, LLC, IN
 CONFORMANCE WITH THE
 REQUIREMENTS OF ARIZONA REVISED
 STATUTES, SECTIONS 40-360, et seq., FOR
 A CERTIFICATE OF ENVIRONMENTAL
 COMPATIBILITY AUTHORIZING
 CONSTRUCTION OF A 500KV GEN-TIE
 LINE AND SWITCHYARD ORIGINATING
 AT THE PROPOSED SONORAN SOLAR
 ENERGY PROJECT SWITCHYARD AND
 TERMINATING AT THE JOJOBA
 SUBSTATION LOCATED IN MARICOPA
 COUNTY, ARIZONA.

CASE NO. 162

Docket No. L-00000UU-11-0337-00162

DECISION NO. _____

SAMPLE ORDER NO. 2

(Sample Form of Order for the Convenience of the Commission to Use if the Commission Determines it is in the Public Interest to Grant the Project a CEC But Also Determines that the Public Interest Requires that the Commission Modify the CEC as Issued by the Siting Committee's Decision.)

Utilities and Securities Open Meeting
 December 1, 2011
 Phoenix, Arizona

BY THE COMMISSION:

Pursuant to A.R.S. § 40-360, et seq, after due consideration of all relevant matters, the Arizona Corporation Commission ("Commission") finds and concludes that the Certificate of Environmental Compatibility ("CEC") issued by the Arizona Power Plant and Transmission Line Siting Committee ("Siting Committee") is hereby approved as modified by this Order.

The Commission, in reaching its decision, has balanced all relevant matters in the broad public interest, including the need for an adequate, economical and reliable supply of electric power with the desire to minimize the effect thereof on the environment and ecology of this state, and finds that the CEC for the above-captioned application for siting approval is in the public interest as modified by this Order.

1 The Commission modifies the CEC to (add) (modify) (delete) the following provisions
2 and/or condition(s):

3
4 *(For example, modifications to the Siting Committee's CEC could include amending the*
5 *Committee's determinations, adding new conditions, changing conditions' language and/or*
6 *deleting the conditions.)*

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8
9 The Commission further finds and concludes that in balancing the broad public interest in
10 this matter:

- 11 1. The Project is in the public interest because it aids the state in meeting the need for an
12 adequate, economical and reliable supply of electric power.
- 13 2. In balancing the need for the Project with its effect on the environment and ecology of the
14 state, the conditions placed on the CEC as modified by the Commission effectively minimize its
15 impact on the environment and ecology of the state.
- 16 3. The conditions placed on the CEC as modified by the Commission resolve matters
17 concerning the need for the Project and its impact on the environment and ecology of the state
18 raised during the course of proceedings, and as such, serve as the findings on the matters raised.
- 19 4. In light of these conditions, the balancing in the broad public interest results in favor of
20 granting the CEC as modified by the Commission.

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BEFORE THE ARIZONA CORPORATION COMMISSION

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

IN THE MATTER OF THE APPLICATION)
OF SONORAN SOLAR ENERGY, LLC, IN)
CONFORMANCE WITH THE)
REQUIREMENTS OF ARIZONA REVISED)
STATUTES, SECTIONS 40-360, et seq., FOR)
A CERTIFICATE OF ENVIRONMENTAL)
COMPATIBILITY AUTHORIZING)
CONSTRUCTION OF A 500KV GEN-TIE)
LINE AND SWITCHYARD ORIGINATING)
AT THE PROPOSED SONORAN SOLAR)
ENERGY PROJECT SWITCHYARD AND)
TERMINATING AT THE JOJOBA)
SUBSTATION LOCATED IN MARICOPA)
COUNTY, ARIZONA.)

CASE NO. 162
Docket No. L-00000UU-11-0337-00162
DECISION NO. _____
SAMPLE ORDER NO. 3

(Sample Form of Order for the Convenience of the Commission to Use if the Commission Determines it is in the Public Interest to Deny the Project the CEC Issued by the Siting Committee's Decision.)

Utilities and Securities Open Meeting
December 1, 2011
Phoenix, Arizona

BY THE COMMISSION:

Pursuant to A.R.S. § 40-360, *et seq.*, after due consideration of all relevant matters, the Arizona Corporation Commission ("Commission") finds and concludes that the above-captioned Application for a Certificate of Environmental Compatibility ("CEC") for siting approval is not in the public interest and therefore the CEC issued by the Arizona Power Plant and Transmission Line Siting Committee ("Siting Committee") is hereby denied by this Order.

The Commission, in reaching its decision, has balanced all relevant matters in the broad public interest, including the need for an adequate, economical and reliable supply of electric

1 power with the desire to minimize the effect thereof on the environment and ecology of this state,
2 and finds that granting the Project a CEC is not in the public interest.

3 The Commission finds and concludes that in balancing the broad public interest in this
4 matter:

- 5 1. The evidence in the record is not sufficient to weigh the balancing of the public
6 interest in favor of granting a CEC in this matter when all the factors set forth in
7 A.R.S. § 40 360.06 are considered along with need for an adequate economical, and
8 reliable supply of electric power.
- 9 2. The conditions placed upon the CEC are not sufficient to weigh the balancing of the
10 public interest in favor of granting a CEC in this matter when all the factors set
11 forth in A.R.S. § 40-360.06 are considered along with the need for an adequate,
12 economical, and reliable supply of electric power.
- 13 3. The record compels balancing the competing public interests in favor of protection
14 of the environment and ecology of the State of Arizona by denying Applicant a
15 Certificate of Environmental Compatibility.
- 16 4. The CEC issued by the Siting Committee should not be confirmed and approved by
17 the Commission.
- 18 5. The Commission's findings 1 through 4 above serve as the Commission's findings
19 of fact and conclusions of law in reaching its decision.

20 Therefore, the Commission further finds and concludes that the CEC issued by the Siting
21 Committee is hereby denied by this Order; and, the above-captioned Application for a CEC is
22 hereby denied by this Order.

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**THE CEC ISSUED BY THE SITING COMMITTEE IS
INCORPORATED HEREIN AND IS DENIED AS MODIFIED 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
this Commission to be affixed at the Capitol, in the City of
Phoenix, this _____ day of
_____, 2011.

ERNEST G. JOHNSON
Executive Director

DISSENT: _____

DISSENT: _____