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AZ CORP COMMISSION
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December 15, 2011

Arizona Corporation Commission
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Arizona Corporation Commission
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Re: Docket No. E-01345A-11-0224

Dear Sir or Madam:

Attached please find the original and 13 copies of THE KROGER CO'S STATEMENT IN SUPPORT OF SETTLEMENT AGREEMENT for filing in the above-referenced matter.

All parties of record have been served. Please place this document of file.

Very Truly Yours,



Kurt J. Boehm, Esq.
BOEHM, KURTZ & LOWRY

John William Moore, Jr., (Az. Bar No. 021942)

COUNSEL FOR THE KROGER CO.

KJB/kew
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COUNSEL FOR THE KROGER CO.

BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS:

Gary Pierce, Chairman
Bob Stump
Sandra D. Kennedy
Paul Newman
Brenda Burns

| | | |
|---|---|-----------------------------|
| In The Matter Of The Application Of Arizona Public Service Company For A Hearing To Determine The Fair Value Of The Utility Property Of The Company For Ratemaking Purposes, To Fix A Just And Reasonable Rate Of Return Thereon, To Approve Rate Schedules Designed To Develop Such Return | : | Docket No. E-01345A-11-0224 |
|---|---|-----------------------------|

THE KROGER CO'S STATEMENT IN SUPPORT OF SETTLEMENT AGREEMENT

The Kroger Co. ("Kroger") submits this Statement in Support of Settlement Agreement in the above-referenced matter.

Kroger supports the settlement framework filed by the Utilities Divisions ("Staff") on December 9, 2011. Kroger believes that the settlement is in the public interest and will result in fair, just and

reasonable rates. Kroger respectfully request that the Commission support the parties' efforts to continue working toward a final settlement agreement.

DATED this 15th day of December, 2011.



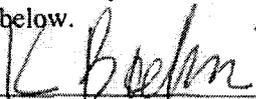
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CERTIFICATE OF SERVICE

I hereby certify that true copy of the foregoing was served by electronic mail (when available) and regular U.S. mail 15th day of December, 2011 on the parties listed below.


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