

ORIGINAL

OPEN MEETING AGENDA ITEM

E-01750A-10-0453

Jennifer Ybarra

From: Jennifer Ybarra
Sent: Friday, June 15, 2012 4:38 PM
To: CommWing-PierceOffice
Cc: CommWing-StumpOffice; CommWing-NewmanOffice; Com KennedyOffice; Ernest Johnson; Janice Alward
Subject: Message from Commissioner Newman

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AZ CORP COMMISSION DOCKET CONTROL

It is Friday afternoon, after 4:00 p.m. My office has waited all day for a response from the Chairman's Office re: MEC (E-01750A-10-0453), item #21. I have been notified by Mr. Johnson's Office and by Counsel that the Chairman's Office refuses to allow our PIO to do proper notice of the Mohave item to both Mohave County ratepayers, as well as to potential West Valley cities, such as Surprise, which have not had proper notice that the Waste-to-Energy facility will in all likely hood be built in Surprise, according to recent testimony in the last hearing.

I feel that we have a duty as Commissioners to be transparent. The decision not only affects the ability of Mohave county ratepayers to utilize rebates, but it will also affect the air quality of Surprise and other West Valley cities.

Again, it is our duties as Commissioners to tell the whole story and notice populations that will be affected by our decisions. Because it is now after 4:00 p.m., I find it almost impossible to do the notice through my own staff as was suggested by Mr. Johnson, and wish that this matter be continued for one week, so that proper notice can be made to all parties.

Also, do you really think it's smart to have the Commissioner doing notifications to potential parties that will be hurt or helped by a decision to be rendered by this Commissioner? I thought the role of the Commissioner was independent and shouldn't get into the tales of contacting constituencies to appear in front of the Commission. There's a conflict in that role. In any event, since it is Mr. Johnson's strong suggestion that I provide this notice, and plus you did not inform me, even as we communicate. Again it is after 4:00 p.m. and impossible to get the proper notice out for the Tuesday meeting.

Please continue this matter one week, so we can work out this delicate matter.
Thank you.

Paul Newman

Arizona Corporation Commission

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JUN 18 2012

DOCKETED BY [Signature]

Paul Newman, Esq.

Commissioner
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007
Phone: (602) 542-3682
Fax: (602) 542-3708