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AZ CORP COMMISSION  
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ADMITTED TO PRACTICE IN:  
ARIZONA, COLORADO, MONTANA,  
NEVADA, TEXAS, WYOMING,  
DISTRICT OF COLOMBIA

OF COUNSEL TO  
MUNGER CHADWICK  
ATTORNEYS AT LAW

August 21, 2012

Arizona Corporation Commission

DOCKETED

AUG 23 2012

Docket Control  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

DOCKETED BY *JM*

Re: Tucson Electric Power Company  
Docket No. E-01933A-12-0291

To Whom It May Concern:

On August 17, 2012 Administrative Law Judge Jane L. Rodda issued (i) a Notification of Intervention and (ii) a Procedural Order in the above-referenced docket. In the Notification of Intervention, Judge Rodda granted intervention to the Southern Arizona Home Builders Association and EnerNOC, Inc., each of which is represented by undersigned counsel. In the Procedural Order, Judge Rodda scheduled a Procedural Conference on August 28, 2012, beginning at 10:00 a.m. in the Commission's Hearing Room in Tucson.

Undersigned counsel will be participating in a five (5) day hearing next week in Phoenix before the Office of Administrative Hearings, which will preclude his attendance at the August 28, 2012 Procedural Conference in Tucson. In that regard, it is the undersigned counsel's understanding that a suggested procedural schedule recently filed with Docket Control on behalf of Tucson Electric Power Company, the Commission's Staff and RUCO will be a subject of discussion at the aforesaid Procedural Conference.

In addition to advising of undersigned counsel's inability to attend the aforesaid Procedural Conference for the indicated reason, a second purpose of this letter is to raise for consideration by the parties a concern that undersigned counsel and his clients have with respect to two (2) aspects of the procedural schedule proposed by the aforesaid three (3) parties. First, undersigned counsel and his clients are concerned that the amount of time proposed for settlement discussions may not be sufficient to allow for a full good faith exploration of settlement possibilities. Second, undersigned counsel and his clients are similarly concerned that the period of time allowed between conclusion of the settlement discussions (whether or not

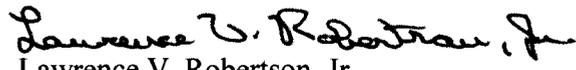
Docket Control,  
August 21, 2012  
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successful) and the commencement of the evidentiary hearings may be too brief to allow for full hearing preparation by the parties. Accordingly, it is the hope of undersigned counsel that these two (2) areas of concern will be addressed during the August 28, 2012 Procedural Conference.

Copies of this letter will be electronically transmitted to all known parties of record at this juncture.

Thank you for your assistance.

Sincerely,

  
Lawrence V. Robertson, Jr.