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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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

2012 NOV - 7 A 11: 05
AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
DOCKETED
NOV 07 2012
Docket # 11-0115
JAM

IN THE MATTER OF ARIZONA PUBLIC SERVICE COMPANY REQUEST FOR APPROVAL OF UPDATED GREEN POWER RATE SCHEDULE GPS-1, GPS-2, AND GPS-3.

DOCKET NO. E-01345A-10-0394

IN THE MATTER OF THE APPLICATION OF ARIZONA PUBLIC SERVICE COMPANY FOR APPROVAL OF ITS 2013 RENEWABLE ENERGY STANDARD IMPLEMENTATION FOR RESET OF RENEWABLE ENERGY ADJUSTOR.

DOCKET NO. E-01345A-12-0290

PROCEDURAL ORDER

BY THE COMMISSION:

On September 24, 2010, Arizona Public Service Company ("APS" or "Company") filed with the Arizona Corporation Commission ("Commission") an application to update its Green Power Rate Schedules ("Green Power Docket").

No party has requested intervention in the Green Power Docket.

On June 29, 2012, APS filed an application with the Commission for its 2013 Renewable Energy Standard Implementation Plan ("2013 REST Docket").

On September 28, 2013, a Procedural Order was issued granting a motion filed by APS to consolidate the two dockets.

Intervention has been granted to Freeport-McMoRan Copper & Gold, Inc. ("Freeport-McMoRan"), Arizonans for Electric Choice and Competition ("AECC"), Arizona Competitive Power Alliance ("Alliance"), and Solar Energy Industries Association ("SEIA").

On October 25, 2012, the Arizona Solar Energy Industries Association ("AriSEIA") a non-profit trade association representing companies whose mission is to promote policies to encourage greater use of solar energy, filed a Motion to Intervene in this matter.

Pursuant to Arizona Supreme Court Rule 31(d)(28), a non-profit organization may be

1 represented before the Commission by a corporate officer, employee, or a member who is not an
2 active member of the state bar, if (1) the non-profit organization has specifically authorized the
3 officer, employee, or member to represent it in the particular matter; (2) such representation is not the
4 person's primary duty to the non-profit organization, but is secondary or incidental to such person's
5 duties relating to the management or operation of the non-profit organization; and (3) the person is
6 not receiving separate or additional compensation (other than reimbursement for costs) for such
7 representation. Arizona Supreme Court Rule 31(d)(28) further states that the Commission or
8 presiding officer may require counsel in lieu of lay representation whenever it is determined that lay
9 representation is interfering with the orderly progress of the proceeding, imposing undue burdens on
10 the other parties, or causing harm to the parties represented.

11 If AriSEIA wishes to be represented by a qualified lay representative in lieu of representation
12 by counsel in this matter, it must docket a specific authorization, such as a board resolution, for a
13 specific lay person meeting the requirements of Arizona Supreme Court Rule 31(d)(28) to represent
14 them in this matter. Without such authorization, the Commission may not, pursuant to Arizona
15 Supreme Court Rule 31(d)(28), allow a lay person to appear and represent an association in this
16 proceeding. Alternatively, the association may obtain counsel for representation.

17 IT IS THEREFORE ORDERED that AriSEIA's intervention request will be considered
18 once one of the following is filed in this docket: (1) specific authorization, such as a board
19 resolution, for the officer of the association requesting intervention or another specifically named
20 lay person meeting the requirements of Arizona Supreme Court Rule 31(d)(28) to represent the
21 association in this matter; or (2) an intervention request filed by counsel representing each
22 association in this matter.

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1 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
2 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

3 DATED this 7th day of November, 2012.

4
5 
6 TEENA JIBILIAN
7 ADMINISTRATIVE LAW JUDGE
8

9
10 Copies of the foregoing mailed/delivered
11 This 7th day of November, 2012 to:

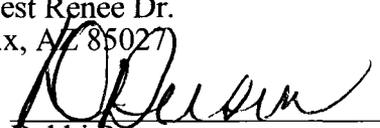
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PENDING INTERVENTION REQUEST

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