

ORIGINAL

OPEN MEETING AGENDA ITEM



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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

BOB STUMP- Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

2013 MAY 13 P 3: 31

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

MAY 13 2013

DOCKETED BY [Signature]

IN THE MATTER OF THE COMMISSION'S
OWN GENERIC INVESTIGATION OF THE
ENERGY POLICY ACT OF 1992.

DOCKET NO. E-00000C-11-0328

**PROCEDURAL ORDER GRANTING
INTERVENTION**

BY THE COMMISSION:

On August 29, 2011, the Arizona Corporation Commission ("Commission") opened the above-captioned generic docket for the purpose of the Commission's inquiry into smart meters.

On January 28, 2013, a Motion to Intervene signed by Elizabeth Kelley, Director of the Electromagnetic Safety Alliance, Inc. ("ESAI") was filed in this docket ("Motion"). The Motion stated that ESAI advocates on behalf of people in Arizona whose health, welfare and rights to privacy are being adversely affected, or potentially could be affected, by the emissions from wireless digital or Power Line Communications utility meters.

On February 6, 2013, a Procedural Order was issued in this docket indicating that ESAI's intervention request would be considered upon the filing of one of the following in this docket: (1) specific authorization, such as a board resolution, for an officer of the Electromagnetic Safety Alliance, Inc. or another specifically named lay person meeting the requirements of Arizona Supreme Court Rule 31(d)(28) to represent ESAI in this matter; or (2) an intervention request filed by counsel representing ESAI in this matter.

On March 12, 2013, ESAI filed a Notice of Specific Authorization and Acceptance ("Notice"). The Notice, which was accompanied by a notarized statement signed by ESAI Board Members that the Notice is accurate and complete, states that on March 4, 2013, the ESAI Board of Directors specifically authorized Elizabeth Kelley to represent ESAI in all proceedings in this matter.

No objection has been filed to ESAI's intervention request.

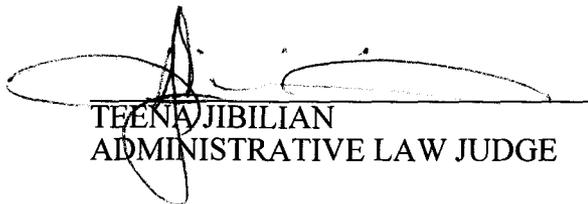
IT IS THEREFORE ORDERED that Electromagnetic Safety Alliance, Inc. is hereby granted

1 intervention in this matter.

2 IT IS FURTHER ORDERED that pursuant to Arizona Supreme Court Rule 31(d)(28), the
3 Commission or presiding officer may require counsel in lieu of lay representation if it is determined
4 that lay representation is interfering with the orderly progress of the proceeding, imposing undue
5 burdens on the other parties, or causing harm to the parties represented.

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

8 DATED this 15th day of May, 2013.

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11 
12 TEENA JIBILIAN
13 ADMINISTRATIVE LAW JUDGE

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16 Copies of the foregoing mailed/delivered
17 this 13th day of May, 2013 to:

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Assistant to Teena Jibilian
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