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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS
BOB STUMP, CHAIRMAN
GARY PIERCE
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BOB BURNS
SUSAN BITTER SMITH

2013 MAY 31 P 3:51

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

IN THE MATTER OF NAVOPACHE
ELECTRIC COOPERATIVE, INC.'S
REQUEST FOR APPROVAL OF ITS 2014 –
2015 ELECTRIC ENERGY EFFICIENCY
PLAN, INCLUDING NEW DEMAND SIDE
MANAGEMENT PROGRAMS AND
DEMAND SIDE MANAGEMENT ADDER;
REQUEST FOR PARTIAL WAIVER
PURSUANT TO THE ENERGY EFFICIENCY
STANDARD RULES

DOCKET NO. E-01787A-13-0168

APPLICATION AND
REQUEST FOR WAIVER

Arizona Corporation Commission
DOCKETED

MAY 31 2013

DOCKETED BY NE

Navopache Electric Cooperative, Inc. ("Navopache"), by and through its attorneys, pursuant to Arizona Administrative Code ("A.A.C.") R14-2-2418(B), hereby requests the Arizona Corporation Commission approve as Navopache's 2014-2015 Electric Energy Efficiency Implementation Plan (2014 – 2015 EE Plan), including energy efficiency and demand side management programs and a demand side management adder, the Amendment to an Application, filed March 15, 2013 in Docket No. E-01787A-11-0229 (Amendment) and hereby incorporates the Amendment as if set forth in full herein. Navopache further respectfully requests a waiver of the Energy Efficiency Standard Rules and in particular the annual and 16.5% cumulative requirements of A.A.C. R14-2-2418(C) and R14-2-2404, allowing the Commission approved EE Plans to substitute therefore.

Importantly, all of Navopache's costs associated with electric energy efficiency and demand side management programs were excluded from the new rates set by Decision No. 73255, dated July 30, 2012, as both Navopache and Staff anticipated a DSM cost recovery tariff

1 would be in place shortly to provide funding for both its existing and proposed DSM programs.

2 In fact, Decision No. 73255, expressly provided:

3 A DSM adjustor mechanism should be established for Navopache in
4 this rate case. The DSM adjustor mechanism should be assessed on a
5 per-kWh basis, and should appear as a separate line item on customer
6 bills, showing the unit charge and the number of kWh to which the
7 charge applies. The initial adjustor rate should be the same as the DSM
8 cost recovery tariff ultimately approved in Docket No. E-01787-11-
0229. Subsequent changes to the adjustor rates should be set in
connection with each EEE Implementation Plan submitted by
Navopache and approved pursuant to the EEE Rules, or as otherwise
ordered.

9 As of this date, the Commission has yet to consider or approve a DSM cost
10 recovery tariff in Docket No. E-01787-11-0229.

11 All correspondence with regard to this Application should be sent to:

12 Michael A. Curtis, Esq.
13 William P. Sullivan, Esq.
14 Curtis, Goodwin, Sullivan,
Udall & Schwab, P.L.C.
15 501 East Thomas Road
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17 E-mail: mcurtis401@aol.com
wsullivan@cgsuslaw.com

18 With a copy to:

19 Charles R. Moore
20 Chief Executive Officer
21 1878 W. White Mountain Blvd.
Lakeside, Arizona 85929
22 Phone: 1-800-543-6324
Fax: (928) 368-6038
23 E-mail: cmoore@navopache.org

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2 WHEREFORE, Navopache Electric Cooperative, Inc. respectfully requests the
3 Arizona Corporation Commission:

- 4 1. Timely review and approve its 2014 – 2015 Electric Energy Efficiency
5 Implementation Plan as fair and reasonable;
6 2. Authorize the implementation of the proposed DSM Adjustor of
7 \$0.000326 per kWh to be applied to all of the Cooperative's Standard
8 Offer Tariffs;
9 3. Waive the provisions of the Energy Efficiency Standards and, in
10 particular, the energy savings annual and cumulative 16.5%
11 requirements of A.A.C. R14-2-2018(C) to the extent not achieved under
12 the approved 2014 – 2015 Electric Energy Efficiency Implementation
13 Plan; and
14 4. Grant such other relief as the Commission deems just and appropriate.

15 DATED this 31st day of May, 2013.

16 CURTIS, GOODWIN, SULLIVAN,
17 UDALL & SCHWAB, P.L.C.

18 By: 

19 Michael A. Curtis
20 William P. Sullivan
21 501 East Thomas Road
22 Phoenix, Arizona 85012-3205
23 Attorneys for Navopache Electric Cooperative,
24 Inc.
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PROOF OF AND CERTIFICATE OF MAILING

I hereby certify that on this 31st day of May, 2013, I caused the foregoing document to be served on the Arizona Corporation Commission by delivering the original and thirteen (13) copies of the above to:

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

