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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

AZ CORP COMMISSION

DOCKETED

DOCKET CONTROL

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

JUL - 2 2013

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DOCKETED BY  
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IN THE MATTER OF THE APPLICATION OF  
UNS ELECTRIC, INC., FOR THE  
ESTABLISHMENT OF JUST AND REASONABLE  
RATES AND CHARGES DESIGNED TO  
REALIZE A REASONABLE RATE OF RETURN  
ON THE FAIR VALUE OF THE PROPERTIES OF  
UNS ELECTRIC, INC. DEVOTED TO ITS  
OPERATIONS THROUGHOUT THE STATE OF  
ARIZONA AND FOR RELATED APPROVALS.

DOCKET NO. E-04204A-12-0504

PROCEDURAL ORDER

BY THE COMMISSION:

On December 31, 2012, UNS Electric, Inc. ("UNSE" or "Company") filed the above-captioned rate application with the Arizona Corporation Commission ("Commission").

By Procedural Order issued February 7, 2013, as modified by Procedural Order issued February 11, 2013, this matter was scheduled for hearing and various filing deadlines were established. The Residential Utility Consumer Office ("RUCO") was granted intervention in the February 7, 2013, Procedural Order.

By Procedural Order issued February 27, 2013, Nucor Corporation ("Nucor") was granted intervention.

On February 28, 2013, Robert J. Metli, counsel for Nucor, filed a Motion to Associate Counsel Pro Hac Vice. The motion requested that Eric Lacey, of the Brickfield Burchette Ritts & Stone, PC, be permitted to appear on behalf of Nucor in this proceeding, pursuant to Rule 38(a)(3)(C) of the Arizona Supreme Court. No opposition to the motion was filed.

On March 15, 2013, UNSE filed a Notice Regarding Form of Notice stating that the required notice provided to customers by mailing and publication would identify certain libraries in the Company's service area (in lieu of UNSE offices) where the application can be reviewed by

1 customers. UNSE stated that Staff, RUCO and Nucor were contacted and do not object to proposed  
2 change of the notice.

3 On May 1, 2013, UNSE filed a Notice of Appearance for Kimberly A. Ruht as counsel for the  
4 Company.

5 On May 14, 2013, UNSE filed a Notice of Mailing and Publication with attached affidavits  
6 indicating that publication and mailing of the required public notice was completed.

7 On May 16, 2013, UNSE filed Amended Proposed Rules and Regulations with attached  
8 highlighted, redlined versions of the Company's proposed changes to its existing rules and  
9 regulations.

10 On June 27, 2013, UNSE filed a Joint Request for Modification of Procedural Schedule. The  
11 Company requested that the date for filing its rebuttal testimony be changed from August 12, 2013 to  
12 August 16, 2013, because settlement discussions are not anticipated to commence until July 29, 2013,  
13 due to scheduling conflicts. All other dates in the February 11, 2013 Procedural Order would remain  
14 the same. The Company stated that Staff, RUCO, and Nucor are in agreement with the requested  
15 extension.

16 IT IS THEREFORE ORDERED that UNSE's **Request for Modification of Procedural**  
17 **Schedule is granted, and the filing date for the Company's rebuttal testimony is therefore**  
18 **extended from August 12, 2013 to August 16, 2013.**

19 IT IS FURTHER ORDERED that UNSE's **proposed modification to the customer notice,**  
20 **to reflect a change in location where copies of the application may be viewed by members of the**  
21 **public, is approved.**

22 IT IS FURTHER ORDERED that Nucor's **Motion to Associate Counsel Pro Hac Vice is**  
23 **hereby granted.**

24 IT IS FURTHER ORDERED that in all other respects, the February 7, 2013 Procedural  
25 Order, as modified by the Procedural Order issued February 11, 2013, shall remain in full force and  
26 effect.

27 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules  
28 31, 38, and 42 and A.R.S. § 40-243 with respect to the practice of law and admission *pro hac vice*.

1 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance  
2 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the  
3 Rules of the Arizona Supreme Court). Representation before the Commission includes appearances  
4 at all hearings and procedural conferences, as well as all Open Meetings for which the matter is  
5 scheduled for discussion, unless counsel has previously been granted permission to withdraw by the  
6 Administrative Law Judge or the Commission.

7 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized  
8 Communications) applies to this proceeding and shall remain in effect until the Commission's  
9 Decision in this matter is final and non-appealable.

10 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend,  
11 or waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at  
12 hearing.

13 DATED this 2<sup>nd</sup> day of July, 2013.

14  
15 

16 DWIGHT D. NODES  
17 ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

18 Copies of the foregoing mailed/delivered  
19 this 7<sup>th</sup> day of July, 2013 to:

20 Bradley S. Carroll  
21 Kimberly A. Ruht  
22 UNS ELECTRIC, INC.  
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24 P.O. Box 711  
25 Tucson, AZ 85702

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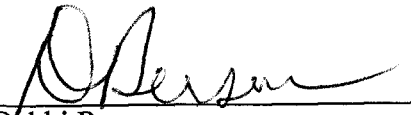
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5  
6 By:   
7 Debbi Person  
Assistant to Dwight D. Nodes

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