

COMMISSIONERS
BOB STUMP – Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

OPEN MEETING ITEM
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ARIZONA CORPORATION COMMISSION

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ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

DATE: July 26, 2013
DOCKET NOS.: E-01461A-11-0230

TO ALL PARTIES:

Enclosed please find the recommendation of Administrative Law Judge Dwight D. Nodes. The recommendation has been filed in the form of an Order on:

TRICO ELECTRIC COOPERATIVE, INC.
(ORDER CORRECTING DECISION NO. 73929 *NUNC PRO TUNC*)

Pursuant to A.A.C. R14-3-110(B), you may file exceptions to the recommendation of the Administrative Law Judge by filing an original and thirteen (13) copies of the exceptions with the Commission's Docket Control at the address listed below by **4:00** p.m. on or before:

AUGUST 5, 2013

The enclosed is NOT an order of the Commission, but a recommendation of the Administrative Law Judge to the Commissioners. Consideration of this matter has tentatively been scheduled for the Commission's Open Meeting to be held on:

AUGUST 13, 2013 and AUGUST 14, 2013

For more information, you may contact Docket Control at (602) 542-3477 or the Hearing Division at (602) 542-4250. For information about the Open Meeting, contact the Executive Director's Office at (602) 542-3931.

Arizona Corporation Commission

DOCKETED

JUL 25 2013

DOCKETED BY	nr
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Jodi A. Jerich
JODI JERICH
EXECUTIVE DIRECTOR

1200 WEST WASHINGTON STREET; PHOENIX, ARIZONA 85007-2927 / 400 WEST CONGRESS STREET; TUCSON, ARIZONA 85701-1347
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This document is available in alternative formats by contacting Shaylin Bernal, ADA Coordinator, voice phone number 602-542-3931, E-mail SABernal@azcc.gov.

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 COMMISSIONERS

3 BOB STUMP - Chairman
4 GARY PIERCE
5 BRENDA BURNS
6 BOB BURNS
7 SUSAN BITTER SMITH

8 IN THE MATTER OF THE APPLICATION OF
9 TRICO ELECTRIC COOPERATIVE, INC. FOR
10 APPROVAL OF ITS 2013-2014 ELECTRIC
11 ENERGY EFFICIENCY IMPLEMENTATION
12 PLAN.

DOCKET NO. E-01461A-11-0230

DECISION NO. _____

ORDER CORRECTING DECISION
NO. 73929 NUNC PRO TUNC

10 Open Meeting
11 August 13 and 14, 2013
12 Phoenix, Arizona

13 **BY THE COMMISSION:**

14 * * * * *

15 Having considered the entire record herein and being fully advised in the premises, the
16 Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

FINDINGS OF FACT

17 1. On June 27, 2013, the Commission issued Decision No. 73929 in the above-captioned
18 matter.

19 2. On July 9, 2013, Trico Electric Cooperative, Inc. ("Trico") filed a Request for an
20 Order for Correction of Decision No. 73929, *Nunc Pro Tunc* ("Request"). Trico states in the Request
21 that the Decision did not update the effective date for the Demand-Side Management ("DSM")
22 Surcharge to reflect when the matter was heard and voted on, and requests that the Decision be
23 corrected.

24 3. Specifically, Trico requests that the ordering paragraph on Page 27, lines 3 through 4
25 be replaced with the following:

26
27 IT IS FURTHER ORDERED that the DSM Surcharge shall become
28 effective September 1, 2013.

1 4. Trico believes that the date change is simply a conforming change to Decision No.
2 73929. We agree, and find that Decision No. 73929 should be corrected, *nunc pro tunc*, consistent
3 with Trico's Request.

4 CONCLUSIONS OF LAW

5 1. Trio Electric Cooperative, Inc. is an Arizona Public Service corporation within the
6 meaning of Article XV, Section 2, of the Arizona Constitution.

7 2. The Commission has jurisdiction over Trio Electric Cooperative, Inc. and over the
8 subject matter of the application.

9 3. It is just and reasonable and in the public interest to correct Decision No. 73929, *nunc*
10 *pro tunc*, to reflect a September 1, 2013 effective date for the DSM Surcharge.

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ORDER

IT IS THEREFORE ORDERED that Decision No. 73929 is hereby corrected, *nunc pro tunc*, to reflect a September 1, 2013 effective date for the Demand-Side Management Surcharge.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

CHAIRMAN _____ COMMISSIONER _____

COMMISSIONER _____ COMMISSIONER _____ COMMISSIONER _____

IN WITNESS WHEREOF, I, JODI JERICH, Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this _____ day of _____ 2013.

JODI JERICH
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____

1 SERVICE LIST FOR:

TRICO ELECTRIC COOPERATIVE, INC.

2 DOCKET NO.:

E-01461A-11-0230

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