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BEFORE THE ARIZONA CORPORATION COMMISSION

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

Arizona Corporation Commission

DOCKETED

OCT 29 2013

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6 IN THE MATTER OF THE APPLICATION OF
 7 ARIZONA PUBLIC SERVICE COMPANY FOR
 8 APPROVAL OF NET METERING COST SHIFT
 SOLUTION.

DOCKET NO. E-01345A-13-0248

PROCEDURAL ORDER
(Granting Intervention and Permitting
Lay Representation)

9 **BY THE COMMISSION:**

10 On July 12, 2013, Arizona Public Service Company ("APS") filed with the Arizona
 11 Corporation Commission ("Commission") an application for approval of a Net Metering Cost Shift
 12 Solution.

13 Numerous public comments have been filed.

14 Intervention has been granted to Lewis M. Levenson, Arizona Solar Deployment Alliance,
 15 Arizona Competitive Power Alliance, Patty Ihle, Tucson Electric Power and UNS Electric, Inc., the
 16 Residential Utility Consumer Office, The Alliance for Solar Choice, Solar Energy Industries
 17 Association, Western Resource Advocates, the Interstate Renewable Energy Council, Inc., and
 18 Arizona Solar Energy Industries Association.

19 Parties have filed pleadings and responses; data requests and responses have been filed; and
 20 the Commission's Utilities Division ("Staff") has filed a Memorandum and Proposed Order.

21 On October 11, 2013, a Request to Intervene was filed signed by W.R. Hansen, President of
 22 Sun City West Property Owners and Residents Association ("PORA"). PORA is organized as an
 23 Arizona non-profit homeowners' association, incorporated on March 13, 1979.

24 On October 16, 2013, a Procedural Order was issued stating that PORA's intervention request
 25 would be considered once one of the following was filed in this docket: (1) specific authorization,
 26 such as a board resolution, for an officer of PORA or another specifically named lay person
 27
 28

1 meeting the requirements of Arizona Supreme Court Rule 31(d)(28) to represent PORA in this
2 matter; or (2) an intervention request filed by counsel representing PORA in this matter.

3 On October 28, 2013, PORA filed a copy of an attestation of the Secretary of the PORA
4 Board of Directors. The attestation states that on October 21, 2013, the PORA Board passed a
5 motion appointing W.R. Hansen, PORA's President, to represent its interests before the
6 Commission in this docket, in accordance with Arizona Supreme Court Rule 31(d)(28).

7 There has been no objection filed to PORA's request for intervention, and the October 28,
8 2013, filing indicates that PORA has specifically authorized Mr. Hansen to represent it before the
9 Commission in this matter.

10 Accordingly, PORA should be granted intervention, and Mr. Hansen should be permitted
11 to represent PORA in this proceeding as a qualified lay representative.

12 The filings PORA has made in this docket have not indicated whether copies were served
13 on all entities on the service list for this matter. **It is incumbent upon Mr. Hansen, as PORA's**
14 **lay representative, to ensure that a copy of any filing PORA makes in this docket is timely**
15 **served on each entity on the service list for this matter, and to indicate on the filing that such**
16 **service was made, in accordance with A.A.C. R14-3-107(C).** The service list can be found on the
17 Commission's website, using the e-docket function and the docket number for this case.

18 IT IS THEREFORE ORDERED that Sun City West Property Owners and Residents
19 Association is hereby granted intervention.

20 IT IS FURTHER ORDERED that W.R. Hansen is hereby permitted to represent Sun City
21 West Property Owners and Residents Association in this proceeding.

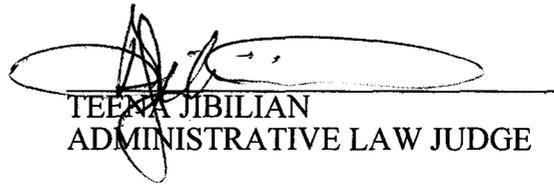
22 IT IS FURTHER ORDERED that **Sun City West Property Owners and Residents**
23 **Association shall serve copies of all its future filings on all entities listed on the service list for this**
24 **matter, and shall indicate on each filing that such service was made, in accordance with A.A.C.**
25 **R14-3-107(C).**

26 IT IS FURTHER ORDERED that representation by counsel, in lieu of lay representation, may
27 be required whenever it is determined that lay representation is interfering with the orderly progress
28

1 of the proceeding, imposing undue burdens on the other parties, or causing harm to the parties
2 represented.

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

6 DATED this 29th day of October, 2013.

7
8
9 
10 TEENA JIBILIAN
ADMINISTRATIVE LAW JUDGE

11 Copies of the foregoing mailed/delivered
12 this 29th day of October, 2013 to:

13 Thomas Loquvam
14 PINNACLE WEST CAPITAL
15 CORPORATION
16 400 N. 5th Street, MS 8695
17 Phoenix, AZ 85004
18 Attorneys for Arizona Public Service
19 Company
20 Lewis M. Levenson
21 1308 East Cedar Lane
22 Payson, AZ 85541
23 John Wallace
24 GRAND CANYON STATE ELECTRIC
25 COOPERATIVE ASSOCIATION, INC.
26 2210 S. Priest Drive
27 Tempe, AZ 85282
28 Garry D. Hays
LAW OFFICES OF GARRY D. HAYS, PC
1702 E. Highland Avenue, Suite 204
Phoenix, AZ 85016
Attorney for Arizona Solar Deployment
Alliance
Greg Patterson
MUNGER CHADWICK
916 West Adams, Suite 3
Phoenix, AZ 85007
Attorneys for Arizona Competitive Power
Alliance

Patty Ihle
304 E. Cedar Mill Road
Star Valley, AZ 85541

Michael Patten
Jason Gellman
ROSHKA DeWULF & PATTEN, PLC
400 East Van Buren, Suite 800
Phoenix, AZ 85004
Attorneys for Tucson Electric Power Company
and UNS Electric, Inc.

Bradley S. Carroll
Kimberly Ruht
TUCSON ELECTRIC POWER COMPANY
88 East Broadway Blvd. MS HQE910
P.O. Box 711
Tucson, AZ 85702

Daniel W. Pozefsky
Chief Counsel
RESIDENTIAL UTILITY CONSUMER
OFFICE
1110 W. Washington, Suite 220
Phoenix, AZ 85007

1 Court S. Rich
2 ROSE LAW GROUP, PC
3 6613 North Scottsdale Road, Suite 200
4 Scottsdale, AZ 85250
5 Attorneys for Solar Energy Industries
6 Association

7 Todd G. Glass
8 WILSON SONSINI GOODRICH & ROSATI,
9 PC
10 701 Fifth Avenue, Suite 5100
11 Seattle, WA 98104
12 Attorneys for Solar Energy Industries
13 Association

14 Hugh L. Hallman
15 HALLMAN & AFFILIATES, PC
16 2011 N. Campo Alegre Rd., Ste. 100
17 Tempe, AZ 85281
18 Attorneys for The Alliance for Solar Choice

19 Giancarlo G. Estrada
20 ESTRADA-LEGAL, PC
21 One East Camelback Road, Suite 550
22 Phoenix, AZ 85012
23 Attorneys for the Interstate Renewable Energy
24 Council

25 Erica M. Schroeder
26 KEYES, FOX & WIEDMAN, LLP
27 436 14th Street, Suite 1305
28 Oakland, CA 94612

Timothy M. Hogan
ARIZONA CENTER FOR LAW IN THE
PUBLIC INTEREST
202 E. McDowell Road, Suite 153
Phoenix, AZ 85004
Attorneys for Western Resource Advocates
and the Vote Solar Initiative

Mark Holohan, Chairman
ARIZONA SOLAR ENERGY INDUSTRIES
ASSOCIATION
2221 W. Lone Cactus Drive, Suite 2
Phoenix, AZ 85027

W.R. Hansen, President
SUN CITY WEST PROPERTY OWNERS
AND RESIDENTS ASSOCIATION
13815 W. Camino del Sol
Sun City West, AZ 85375

Janice Alward, Chief Counsel
Legal Division
ARIZONA CORPORATION COMMISSION
1200 W. Washington Street
Phoenix, AZ 85007

Steven M. Olea, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 W. Washington Street
Phoenix, AZ 85007

By: 

Tammy Velarde
Assistant to Teena Jibilian