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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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

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AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

DEC 30 2013

DOCKETED BY

IN THE MATTER OF THE FORMAL
COMPLAINT OF DAVID SISNEROS,

DOCKET NO. E-01933A-13-0283

COMPLAINANT,

vs.

TUCSON ELECTRIC POWER COMPANY,

PROCEDURAL ORDER

RESPONDENT.

BY THE COMMISSION:

On August 28, 2013, David Sisneros ("Complainant") filed a formal complaint with the Arizona Corporation Commission ("Commission") against Tucson Electric Power Company ("TEP"). TEP filed its Answer to Formal Complaint and Motion to Dismiss on September 24, 2013.

In a Procedural Order docketed October 1, 2013, TEP's Motion to Dismiss was denied and a hearing was set for November 20, 2013, at 10:00 a.m. at the Commission's Tucson office.

The hearing convened as scheduled and TEP was present and represented by counsel. After postponing the proceeding for 15 minutes, the Complainant did not appear and the hearing was cancelled.

On November 25, 2013, a Procedural Order was issued setting a telephonic procedural conference for December 16, 2013, to determine whether the Complainant desired to proceed with his Complaint. The Complainant was notified that failure to appear for the procedural conference could result in administrative closure of the docket.

The telephonic procedural conference convened as scheduled and TEP was present and represented by counsel. After postponing the proceeding for 15 minutes, the Complainant again failed to appear and the procedural conference was cancelled. TEP was advised that another Procedural Order would be issued directing the Complainant to file a letter with Docket Control

1 stating whether he wishes to continue with the Complaint; if the Complainant fails to submit a letter,
2 then the matter would be administratively closed.

3 IT IS THEREFORE ORDERED that the Complainant **must file a letter with Docket**
4 **Control stating whether he wishes to move forward with his Complaint, and explaining why he**
5 **failed to appear for the two previously scheduled proceedings. The Complainant's letter must**
6 **be docketed on or before January 17, 2014.**

7 IT IS FUTHER ORDERED advising the Complainant that if he does not comply with the
8 above Ordering Paragraph, the Complaint docket **WILL BE ADMINISTRATIVELY CLOSED**
9 **FOR FAILURE TO PARTICIPATE.**

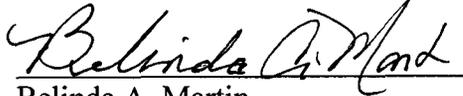
10 IT IS FURTHER ORDERED that the *Ex Parte* Rule (A.A.C. R14-3-113-Unauthorized
11 Communications) applies to this proceeding as the matter is set for public hearing.

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

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

4 DATED this 26th day of December, 2013.


Belinda A. Martin
Administrative Law Judge

8 Copies of the foregoing mailed
9 this 26th day of December, 2013, to:

10 David Sisneros
2333 West Sumaya Place
11 Tucson, AZ 85741

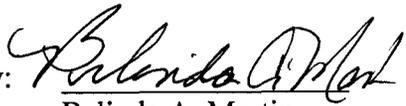
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By: 
Belinda A. Martin