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**BEFORE THE ARIZONA CORPORATION C  
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COMMISSIONERS

2014 JAN 17 P 3:35

- BOB STUMP – Chairman
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AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission

**DOCKETED**

JAN 17 2014

**ORIGINAL**

DOCKETED BY	
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IN THE MATTER OF THE  
REORGANIZATION OF UNS ENERGY  
CORPORATION.

DOCKET NO. E-04230A-14-0011  
DOCKET NO. E-01933A-14-0011

**RUCO'S RESPONSE TO STAFF'S REQUEST FOR A PROCEDURAL SCHEDULE**

The Residential Utility Consumer Office ("RUCO") hereby responds to Staff's Request for a Procedural Schedule as follows. RUCO appreciates the Staff moving the ball forward and requesting a procedural schedule. However, from RUCO's standpoint, Staff's proposal is too ambitious.

The application has just been filed and RUCO has sent out its proposals for its consultant. In view of Staff's request, RUCO has provided the prospective consultants a copy of the request and sought a response from its prospective consultants. Among other things, there simply is not enough time between filings after the direct testimony is filed. This is a major acquisition and there will be a lot of fact gathering, discovery, etc. There is no time line, like the situation with a rate case, and it is important that the parties have adequate time to do their due diligence. The proposed procedural schedule will allow RUCO only a week and a half in between the time the Company files its rebuttal and the time that RUCO's surrebuttal is due. The Company's rejoinder will be due in less than a week and the hearing will be scheduled to start less than one week after the rejoinder is due. Prior to the time RUCO's surrebuttal

1 testimony will be due, the parties will be engaged in Settlement negotiations further putting  
2 pressure on the parties to file timely. This, of course, is not the only case that RUCO will be  
3 working on, and it will be difficult to work effectively under such time constraints.

4 In the event that a Settlement is reached, response testimony will be due in less than one  
5 week after the direct testimony is due. Depending on the circumstances, this could be taxing on  
6 the parties.

7 Again, this is a big case. We are at the inception, and undoubtedly there will be more  
8 intervenors. These intervenors should also have an opportunity to weigh in on a proposed  
9 procedural schedule or at the very least be assured that they will be able to perform their due  
10 diligence in preparing and prosecuting this case. The proposed procedural schedule is too  
11 ambitious and Staff has presented no reason why the case should proceed on such an  
12 aggressive tract. The fact is that there is no statutory time limit and the parties should not be  
13 denied every opportunity to present their case. RUCO requests that the Commission schedule  
14 a procedural conference so that a procedural schedule can be considered which will allow all  
15 parties a full and fair opportunity to present their case.

16 RESPECTFULLY SUBMITTED this 17<sup>th</sup> day of January, 2014.

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20 Daniel W. Pozefsky  
21 Chief Counsel  
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23  
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1 AN ORIGINAL AND THIRTEEN COPIES  
2 of the foregoing filed this 17th day  
3 of January, 2014 with:

4 Docket Control  
5 Arizona Corporation Commission  
6 1200 West Washington  
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8 COPIES of the foregoing hand delivered/  
9 mailed this 17th day of January, 2014 to:

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