



0000156243

BEFORE THE ARIZONA CORPORATION

COMMISSIONERS

Arizona Corporation Commission

DOCKETED

JUL 30 2014

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

DOCKETED BY
nr

IN THE MATTER OF THE APPLICATION OF
TUCSON ELECTRIC POWER COMPANY FOR
THE ESTABLISHMENT OF JUST AND
REASONABLE RATES AND CHARGES
DESIGNED TO REALIZE A REASONABLE
RATE OF RETURN ON THE FAIR VALUE OF
ITS OPERATIONS THROUGHOUT THE STATE
OF ARIZONA.

DOCKET NO. E-01933A-12-0291

DECISION NO. 74601

ORDER
(Extends Compliance Deadline in
Decision Nos. 73912 and 74163)

Open Meeting
July 22, 2014 and July 23, 2014
Phoenix, Arizona

BY THE COMMISSION:

* * * * *

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

FINDINGS OF FACT

1. In Decision No. 73912 (April 16, 2013), the Commission approved a settlement agreement that provided for new rates and charges for Tucson Electric Power Company ("TEP" or Company").

2. The approved settlement agreement provides that TEP:

...shall file in this docket by August 30, 2013, a proposed tariff for interruptible rates. Staff agrees that it will review the filing and docket a Staff Report and Proposed Order for the consideration of the Commission by December 31, 2013.¹

In addition as part of Decision No. 73912, the Commission ordered that TEP:

¹ Settlement Agreement at § 20.5.

1 ... shall file on or before August 30, 2013, a revised Partial Requirements Service
2 Tariff and a Super-Peak Time-of-Use Tariff.²

3 3. In Decision No. 74163 (October 25, 2013), upon TEP's request for more time to file
4 the tariffs, the Commission extended the deadline to file the tariffs until October 30, 2013, and for the
5 Commission's Utilities Division ("Staff") to file a Staff Report and Proposed Order until March 31,
6 2014.

7 4. On March 27, 2014, Staff filed a motion for Extension of Time, until June 30, 2014, to
8 file its Staff Report and Proposed Order. Staff stated that it required additional information from the
9 Company and needed additional time to prepare its Staff Report and Proposed Order. By Procedural
10 Order dated April 1, 2014, parties were requested to file any objections to Staff's requested
11 extension. None were received.

12 5. On June 27, 2014, Staff filed a Motion for Extension of Time to file its Staff Report
13 regarding the Partial Requirements Service tariff. Staff reports that it is still in the process of
14 obtaining information from TEP regarding the Partial Requirements tariff, and that some of the issues
15 being discussed in the ongoing distributed generation and net metering workshops (Docket No. E-
16 00000J-14-0023) bear on the Partial Requirements Service tariff. Consequently, Staff requests an
17 extension until December 31, 2014 to file its Staff Report and Proposed Order for the Partial
18 Requirements tariff. The Commission has received no objections to Staff's Request.

19 6. The Staff Report and Proposed Order regarding the Residential Super Peak Time of
20 Use tariff was approved in Decision No.74498 (May 23, 2014), and a Staff Report and Proposed
21 Order for the Interruptible Service tariff was docketed on June 26, 2014.

22 7. No objections were received to Staff's Motion, and the request for more time to file a
23 Staff Report and Proposed Order for the Partial Requirements Service tariff is reasonable under the
24 circumstances.

25 CONCLUSIONS OF LAW

26 1. TEP is a public service corporation within the meaning of Article XV of the Arizona
27 Constitution and A.R.S. §§ 40-281 and 40-282.

28 ² Decision N. 74912 at 74.

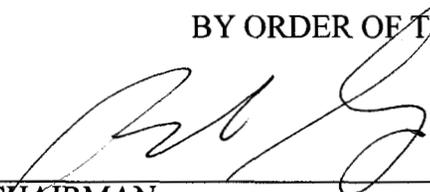
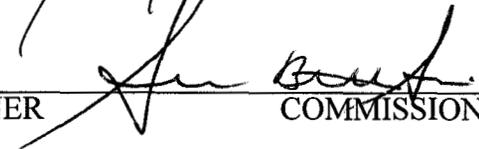
- 1 2. The Commission has jurisdiction over TEP and the subject matter of the request.
- 2 3. An extension of time to comply with the requirements of Decision Nos. 73912 and
- 3 74163, as discussed herein, is fair and reasonable and in the public interest.

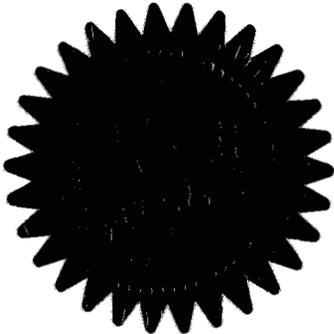
ORDER

IT IS THEREFORE ORDERED that the deadline for Staff to file a Staff Report and Proposed Order for a revised Partial Requirements Service Tariff as required in Decision No. 73912 and 74163 is extended to December 31, 2014.

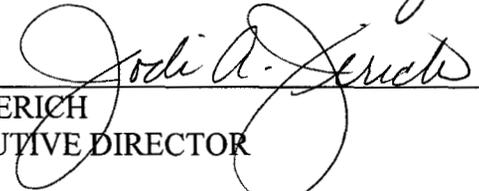
IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

 CHAIRMAN	EXCUSED COMM. BURNS	 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 30th day of July 2014.



JODI JERICH
EXECUTIVE DIRECTOR

DISSENT _____

DISSENT _____
JR:tv

1 SERVICE LIST FOR:

TUCSON ELECTRIC POWER COMPANY

2 DOCKET NO.:

E-01933A-12-0291

3 Bradley S. Carroll
4 TUCSON ELECTRIC POWER COMPANY
5 88 East Broadway, MS HQE910
6 PO Box 711
7 Tucson, Arizona 85702

8 Michael W. Patten, Esq.
9 ROSHKA DE WULF & PATTEN, PLC
10 One Arizona Center
11 400 East Van Buren Street, Suite 800
12 Phoenix, AZ 85004
13 Attorneys for TEP

14 Lawrence V. Robertson
15 PO Box 1448
16 Tubac, AZ 85646
17 Attorney for SAHBA
18 and EnerNOC, Inc. and
19 SAWUA

20 Daniel Pozefsky
21 Chief Counsel
22 RESIDENTIAL UTILITY CONSUMER OFFICE
23 1110 West Washington, Suite 220
24 Phoenix, AZ 85007

25 C. Webb Crocket
26 Patrick J. Black
27 FENNEMORE CRAIG, PC
28 2394 E. Camelback Road, Suite 600
Phoenix, AZ 85016-3429
Attorneys for Freeport-McMoRan
And AECC

Kevin C. Higgins
ENERGY STRATEGIES, LLC
215 South State Street
Suite 200
Salt Lake City, Utah 84111
Consultant to Freeport-McMoRan
and AECC

Kurt J. Boehm
Jody M. Kyler
BOEHM, KURTZ & LOWRY
36 East Seventh Street, Suite 1510
Cincinnati, Ohio 45202
Attorneys for Kroger

1 John William Moore, Jr.
7321 North 16th Street
Phoenix, AZ 85020
2 Attorney for Kroger

3 Stephen J. Baron
J. KENNEDY & ASSOCIATES
4 570 Colonial Park Drive, Suite 305
Roswell, GA 30075
5 Consultant to Kroger

6 Thomas L. Mumaw
Melissa Krueger
7 PINNACLE WEST CAPITAL CORPORATION
PO Box 53999, MS 8695
8 Phoenix, AZ 85072-3999

9 Leland Snook
Zachary J. Fryer
10 ARIZONA PUBLIC SERVICE COMPANY
PO Box 53999, MS 9708
11 Phoenix, AZ 85072-3999

12 Timothy M. Hogan
ARIZONA CENTER FOR LAW IN THE PUBLIC INTEREST
13 202 E. McDowell Road, Suite 153
Phoenix, AZ 85004
14 thogan@aclpi.org
15 Attorneys for SWEEP and Vote Solar

16 Jeff Schlegel
SWEEP Arizona Representative
1167 W. Smalayuca Dr.
17 Tucson, AZ 85704-3224
schlegelj@aol.com

18 Annie Lappe
19 Rick Gilliam
THE VOTE SOLAR INITIATIVE
20 1120 Pearl Street, Suite 200
Boulder, Colorado 80302
21 annie@votesolar.org
22 rick@votesolar.org

23 Nicholas J. Enoch
Jarrett J. Haskovec
LUBIN & ENOCH, PC
24 349 North Fourth Avenue
Phoenix, AZ 85003
25 Nick@lubinandenoch.com
Jarrett@lubinandenoch.com
26 Attorneys for IBEW Local 1116

27
28

1 Travis Ritchie
2 SIERRA CLUB ENVIRONMENTAL LAW PROGRAM
3 85 Second St., 2nd Floor
4 San Francisco, CA 94105
5 travis.ritchie@sierraclub.org

6 Terrance A. Spann, Esq.
7 General Attorney
8 Regulatory Law Office (JALS-RL/IP)
9 U.S. ARMY LEGAL SERVICES AGENCY
10 9275 Gunston Road, Suite 1300
11 Fort Belvoir, VA 22060-5546
12 terrance.a.spann.civ@mail.mil

13 Kyle J. Smith
14 U.S. ARMY LEGAL SERVICES AGENCY
15 9275 Gunston Road
16 Fort Belvoir, VA 22060
17 Attorney for DOD

18 Michael M. Grant
19 GALLAGHER & KENNEDY, PA
20 2575 East Camelback Road, 11th Floor
21 Phoenix, AZ 85016
22 Attorneys for AIC
23 mmg@gknet.com

24 Gary Yaquinto
25 President and CEO
26 ARIZONA INVESTMENT COUNCIL
27 2100 North Central Avenue, Suite 210
28 Phoenix, AZ 85004
gtaquinto@arizonaic.org

Cynthia Zwick
1940 E. Luke Avenue
Phoenix, AZ 85016

20 Court S. Rich
21 ROSE LAW GROUP PC
22 6613 N. Scottsdale Road, Suite 200
23 Scottsdale, AZ 85250
24 Attorney for SEIA

25 Michael L. Neary
26 Executive Director
27 ARIZONA SOLAR ENERGY INDUSTRIES ASSOCIATION
28 111 W Renee Dr
Phoenix, AZ 85027-6613

26 Robert J. Metli, Esq.
27 MUNGER CHADWICK, PLC
28 2398 E. Camelback Road, Suite 240
Phoenix, AZ 85016
Attorneys for Opower, Inc.

1 Rachel Gold
Senior Regulatory Analyst
2 OPOWER
642 Harrison Street, Floor 2
3 San Francisco, CA 94110

4 Giancarlo Estrada
ESTRADA-LEGAL, PC
5 1 East Camelback Road, Suite 550
Phoenix, AZ 85012
6

7 Warren Woodward
55 Ross Circle
Sedona, AZ 86336
8

9 Karen White
U.S. AIR FORCE UTILITY LAW FIELD SUPPORT CENTER
139 Barnes Drive
10 Tyndall AFB, Florida 32403

11 Janice Alward, Chief Counsel
LEGAL DIVISION
12 ARIZONA CORPORATION COMMISSION
1200 W. Washington Street
13 Phoenix, Arizona 85007

14 Steve Olea, Director
UTILITIES DIVISION
15 ARIZONA CORPORATION COMMISSION
1200 W. Washington Street
16 Phoenix, Arizona 85007

17
18
19
20
21
22
23
24
25
26
27
28