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BEFORE THE ARIZONA CORPORATION RECEIVED

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2014 DEC 22 A 10: 25

ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

DEC 22 2014

DOCKETED BY

ORIGINAL

RICHARD GAYER,
Complainant,

(Dwight D. Nodes, Hearing Officer)

DOCKET NO. G-01551A-13-0327

v.

SOUTHWEST GAS CORPORATION,
Respondent.

**Complainant's
REPLY TO SWGAS' OPPOSITION TO
MOTION TO COMPEL
COMPLIANCE WITH
ORDER NO. 74780**

Complainant Gayer hereby Replies to SWGas' Opposition to his Motion to Compel. Assuming the SWGas is correct in stating that Complainant's Motion to Compel and Objections are premature, he objects to the assertions of SWGas that it has already complied with the Commission's Order.

Nowhere in the Order does there appear any mention of an "EEP Weather Adjustment"; it is a complete creation of SWGas. The Order clearly calls for a "Monthly Weather Adjustment". The word "monthly" is crucial to the description of the adjustment and its omission is misleading to the customer, since the other adjustment is "annual". If SWGas insists, then Complainant would have no objection to calling the monthly adjustment the "EEP Monthly Weather Adjustment".

Regarding the regression analysis, the mere mention thereof without a definition of the points to be used leaves the customer in the dark as to its computation. SWGas' mention of "winter billing data from the previous 24 months" (Revised Tariff at 93, Item 2, Multi-Season Analysis, line 1) is misleading, since it suggests that 12 points (for two sets of the six winter

1 months) are used in the calculation rather than the eight months that are actually used by
2 SWGas. (There are six "winter" months defined by SWGas.)

3
4 CONCLUSION

5 Complainant's Motion should be granted at this time to prevent SWGas' continuing
6 deception and confusion of its customers. (Complainant has already received a confusing bill
7 dated in December 2014 that lacks a "*Monthly* Weather Adjustment".)

8 If necessary, Complainant will resubmit this Motion later.

9
10 Dated: 21 December 2014

Respectfully submitted by,

Richard Gayer

11
12 RICHARD GAYER, Complainant
13 526 West Wilshire Drive
14 Phoenix, AZ 85003
15 602-229-8954
16 rgayer@cox.net

17 **CERTIFICATE OF SERVICE BY ELECTRONIC MAIL**

18 On 21 December 2014, I served a copy of this document via electronic mail on
19 Respondent's attorney, Jason Wilcock, addressed to jason.wilcock@swgas.com and on Robert
20 Gray of the Commission's Staff, addressed to BGray@azcc.gov.

21 On 22 December 2014, I served hard copies of this document on Jason Wilcock by first
22 class mail addressed to Jason Wilcock, Southwest Gas Corporation, 5241 Spring Mountain
23 Road, Las Vegas, Nevada 89150 and on Robert Gray addressed to Robert Gray, Arizona
24 Corporation Commission, 1200 West Washington Avenue, Phoenix, AZ 85007.

25 I certify under penalty of perjury under the laws of the State of Arizona that the foregoing
26 is true and correct.

27 Executed on 22 December 2014
28 at Phoenix, Arizona

Richard Gayer
RICHARD GAYER, Complainant