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BEFORE THE ARIZONA CORPORATION COMMISSION

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2015 APR 30 P 4:12
Arizona Corporation Commission
DOCKETED
APR 30 2015

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IN THE MATTER OF THE APPLICATION OF)
TRICO ELECTRIC COOPERATIVE, INC. FOR)
APPROVAL OF A NEW NET-METERING)
TARIFF, THE PARTIAL WAIVER OF THE)
COMMISSION'S NET METERING RULES AND)
A REVISED AVOIDED COST RATE IN THE)
COMPANY'S EXISTING NET METERING)
TARIFF.)

DOCKET NO. E-01461A-15-0057

TUCSON ELECTRIC POWER
COMPANY AND UNS ELECTRIC,
INC.'S RESPONSE BRIEF

On April 16, 2015, the Arizona Corporation Commission ("Commission") issued a Procedural Order requesting response briefs on the issues identified in the April 3, 2015 Procedural Order. Intervenor Tucson Electric Power Company ("TEP") and UNS Electric, Inc. ("UNS Electric") (collectively, the "Companies"), through undersigned counsel, hereby provides their response.

The Companies have reviewed the brief filed by Trico Electric Cooperative, Inc. ("Trico") on April 10, 2015, as well as the briefs filed by the other parties in this docket. The Companies agree with, and support, the legal and public policy arguments set forth in the briefs of Trico and Navopache Electric Cooperative/Mohave Electric Cooperative with respect to whether the Commission may and should consider Trico's application without the necessity of a rate case proceeding. Moreover, since a rate case is not legally required, and it is the Companies' understanding that Trico has no plans to file a rate case in the near future, due process requires that Trico at least have the opportunity to have its application considered by the Commission.¹

¹ On March 25, 2015, TEP and UNS Electric filed similar applications in Docket Nos. E-04204A-15-0099 and E-01933A-15-0100, respectively. UNS Electric has since withdrawn its application because it is about to file a rate case. However, TEP is in a comparable procedural position to Trico in that TEP does not have plans to file a rate case in the near future.

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RESPECTFULLY SUBMITTED this 30th day of April 2015.

TUCSON ELECTRIC POWER COMPANY and
UNS ELECTRIC, INC.

By 

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Original and 13 copies of the foregoing
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