



Arizona Corporation Comm

Utilities Complaint Form

Investigator: Al Amezcua

Phone: <<< REDACTED >>>

Completion Date:

Priority: Please respond within 5 business days

Opinion Number: 2015 - 123561

Opinion Codes:

Opinion Date: 7/29/2015 11:55 AM

Rate Case Items - Opposed

First Name: Bruce

Last Name: Plenk

Account Name: Bruce Plenk

Street Address:

City:

State:

Zip Code:

<<< REDACTED >>>

Company: Tucson Electric Power Company

Division: Electric

Cara Roll

<<< REDACTED >>>

<<< REDACTED >>>

Nature Of Opinion:

Docket Number: E-01933A-15-0100

Docket Position: Against

Email

From: Bruce Plenk<<< REDACTED >>>

Sent: Wednesday, July 22, 2015 10:36 PM

To: Utilities Div - Mailbox

Subject: Please place in Docket # 15-0100, Tucson Electric Power

Chairwoman Bitter-Smith and Commissioners:

I believe that TEP has unlawfully taken ACC authority by their unprecedented move stating that they, not the Commission, can determine the date that an as yet unapproved new net metering tariff will be effective, namely June 1, 2015. Since the company has not yet filed their rate case and the Commission has clearly not acted on the net metering proposal, it is clearly premature at best and illegal at worst, for TEP to state that applications now being received (after June 1) will be subject to the new tariff. Since the Commission could not do that without violating longstanding rules against retroactive ratemaking, there is no reason to allow TEP to send that message to potential solar customers now, as they are doing.

Please order TEP to cease advertising anything about a proposed change in netmetering policy other than its likely inclusion in a future rate case and require them to process all new solar interconnection applications under existing tariffs.

While the "Commission may take future action to change things" disclaimer is always appropriate, TEP has no legal authority to pretend to bind the ACC to accepting its improper retroactive tariff change date. Please order them to drop

Vertical stamp: AZ CORP COM... DOCKETED... JUL 29 2015
Arizona Corporation Commission
DOCKETED
JUL 29 2015
DOCKETED BY [Signature]

E-01933A-15-0100

Arizona Corporation Commission

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all such language from their website and any other public announcements.

Please place this comment in the docket on this matter.

Thank you for your consideration.

--

Bruce Plenk

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Tucson, AZ

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Notes:

Date:	User:	Submitted By:	Note Type:
7/29/2015	Al Amezcua	Telephone	Investigation
Comments noted for the record and docketed. CLOSED.			
