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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

- SUSAN BITTER SMITH - Chairman
- BOB STUMP
- BOB BURNS
- DOUG LITTLE
- TOM FORESE

2015 OCT 19 P 3:22

AZ CORP COMMISSION
DOCKET CONTROL

Arizona Corporation Commission
DOCKETED

JUL 19 2015

IN THE MATTER OF THE APPLICATION OF
 UNS ELECTRIC, INC. FOR THE
 ESTABLISHMENT OF JUST AND REASONABLE
 RATES AND CHARGES DESIGNED TO
 REALIZE A REASONABLE RATE OF RETURN
 ON THE FAIR VALUE OF THE PROPERTIES OF
 UNS ELECTRIC, INC. DEVOTED TO ITS
 OPERATIONS THROUGHOUT THE STATE OF
 ARIZONA AND FOR RELATED APPROVALS.

DOCKET NO. E-04204A-0142

PROCEDURAL ORDER
(Granting Intervention)

BY THE COMMISSION:

On May 5, 2015, UNS Electric, Inc. (“UNSE” or “Company”) filed an Application with the Arizona Corporation Commission (“Commission”) for a rate increase. By Procedural Order dated June 22, 2015, the matter was set for hearing to commence on March 1, 2016, and other procedural guidelines were established.

On October 2, 2015, the Arizona Utility Ratepayer Alliance (“AURA”) filed a Motion to Intervene in this matter. AURA states that is was founded in 2015 “to advise and represent ratepayers on vital issues affecting their pocketbook.” AURA claims to be unique in its commitment to Arizona ratepayers advocating effective and efficient utility oversight. AURA states that it is particularly interested in UNSE’s rate design proposals that affect energy-efficiency implementation and net metering.

On October 5, 2015, the Arizona Solar Alliance (“ASDA”) filed an Application for Leave to Intervene. ASDA is a non-profit corporation comprised of solar companies that install solar arrays in the UNSE service area and states it will be substantially affected by a Decision in this matter.

On October 6, 2015, the Arizona Solar Energy Industries Association (“AriSEIA”) filed an Application to Intervene. ARiSEIA is a nonprofit trade association of local and national companies whose mission is to promote policies that promote greater use of solar energy in Arizona, and asserts

1 that its members have significant interest in this matter. AriSEIA's Board of Directors authorized its
2 Chairman, Mark Holoham to act on its behalf in the matter.

3 On October 8, 2015, Sulphur Springs Valley Electric Cooperative, Inc. ("SSVEC") filed an
4 Application for Leave to Intervene. SSVEC is a member-owned non-profit cooperative providing
5 electric service in parts of Cochise, Santa Cruz, Pima and Graham counties. SSVEC asserts that the
6 decisions that the Commission makes with respect to net metering and other issues in this matter will
7 likely have an effect on SSVEC, which has its own rate case pending before the Commission.

8 On October 8, 2015, UNSE filed an Opposition to AURA's Motion to Intervene. UNSE
9 asserts that AURA is not a customer of, does not do business or interconnect with UNSE, and has no
10 nexus to UNSE or its service territory. UNSE asserts that AURA is a trade name for a lobbying firm
11 and is not "directly and substantially affected" by the proceeding as required by A.A.C. R14-3-105.A.

12 On October 9, 2015, AURA filed a Response to UNSE's Opposition to its Motion. AURA
13 states that it is funded by the Energy Foundation, a national renewable-energy advocacy group and
14 argues that it has an interest in participating in this proceeding because of the docket's impact on
15 Arizona's markets for clean energy technology.

16 On October 15, 2015, the Residential Utility Consumer Office ("RUCO") filed a Response to
17 AURA's Motion to Intervene. RUCO is concerned by the precedent that could be set by accepting
18 UNSE's position. RUCO states that private ratepayer groups often intervene on behalf of their
19 constituents' interests, RUCO sees no reason to distinguish AURA from other types of private groups
20 which represent special interests.

21 There was no opposition to the intervention requests of ASDA, AriSEIA, or SSVEC.

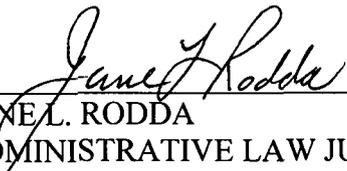
22 Arizona Administrative Code R14-3-105 allows parties who are directly and substantially
23 affected by a proceeding to intervene. AURA states that it advocates for "clean energy technology"
24 with a particular interest in rates that encourage prudent utility energy portfolios without undue
25 ratepayer subsidies. Issues that directly impact AURA's stated core mission are implicated by
26 UNSE's rate case. Rule 105 does not require that a party be a customer or do business with the utility
27 to have an interest in the proceeding sufficient to intervene. Although, AURA's business form may
28 be unusual, it does not preclude intervention. Furthermore, the fact that other parties to a case might

1 represent interests similar to those of a potential intervenor do not preclude intervention under the
2 Rule. In this case, it has not been demonstrated that AURA's participation will unduly broaden the
3 issues in this docket.

4 IT IS THEREFORE ORDERED that **intervention is granted to AURA, ASDA, AriSEIA,**
5 **and SSVEC.**

6 IT IS FURTHER ORDERED that the Administrative Law Judge may rescind, alter, amend or
7 waive any portion of this Procedural Order either by subsequent Procedural Order or by ruling at a
8 hearing.

9 DATED this 19th day of October, 2015.

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11 
JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

12 Copies of the foregoing mailed
13 this 19th day of October, 2015 to:

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