

# EXCEPTION

OPEN MEETING AGENDA ITEM



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FOR THE ARIZONA CORPORATION COMMISSION

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AZ CORP COMMISSIO  
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Arizona Corporation Commission

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AUG 06 2015

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IN THE MATTER OF THE  
APPLICATION OF TRICO ELECTRIC  
COOPERATIVE, INC., AN ARIZONA  
NONPROFIT CORPORATION, FOR  
(1) APPROVAL OF NET METERING  
TARIFFS; AND (2) PARTIAL  
WAIVER OF THE NET METERING  
RULES.

DOCKET NO. E-01461A-15-0057

**NAVOPACHE AND MOHAVE  
ELECTRIC COOPERATIVES'  
JOINT EXCEPTION TO ROO**

Navopache Electric Cooperative, Inc. ("Navopache"), and Mohave Electric Cooperative, Incorporated ("Mohave"), intervenors in the above referenced matter and Arizona member-owned nonprofit corporations, hereby file a single joint exception to the wording of Finding of Fact No. 28 contained in the Recommended Opinion and Order ("ROO") submitted by Administrative Law Judge Jane Rodda in this matter on July 29, 2015. Navopache and Mohave are concerned that some might intentionally misinterpret the first sentence contained in Finding of Fact No. 28 and contend the Commission is making a general finding that the public interest is always served by deferring consideration of net metering tariff provisions to rate proceedings. While it is certainly in the public interest to approve Trico Electric Cooperative's partial withdrawal of its Application as it has voluntarily requested, the Commission should be careful not to use language that others could incorrectly use to suggest deferral of net metering revisions to rate proceedings is always in the public interest.

1 This possible misuse of Finding of Fact No. 28 can be avoided by amending the  
2 ROO to simplify Finding of Fact No. 28 as follows:

3 Delete all of Finding of Fact No. 28 starting at Page 5, Line 25 and ADD:

4 "28. We find that it is in the public interest to approve Trico's partial  
5 withdrawal of its Application as requested."

6 Navopache and Mohave appreciate the Commission's consideration of and action  
7 on this request.

8 RESPECTFULLY SUBMITTED this 6<sup>th</sup> day of August, 2015.

9  
10 CURTIS, GOODWIN, SULLIVAN  
UDALL & SCHWAB, P.L.C.

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I hereby certify that on this 6<sup>th</sup> day of April, 2015, I caused the foregoing document to be served on the Arizona Corporation Commission by delivering the original and thirteen (13) copies of the above to:

Docket Control  
Arizona Corporation Commission  
1200 West Washington Street  
Phoenix, Arizona 85007

1 Copy of the foregoing hand-delivered  
2 this 6<sup>th</sup> day of April, 2015, to:

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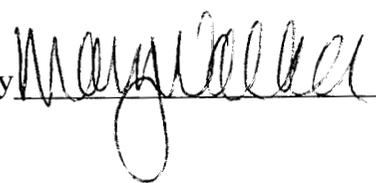
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