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Arizona Corporation Commission

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AZ CORP COMMISSION
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BEFORE THE ARIZONA CORPORATION COMMISSION

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DOUG LITTLE
COMMISSIONER

11	IN THE MATTER OF THE)	DOCKET NO. E-01933A-15-0239
12	APPLICATION OF TUCSON)	
13	ELECTRIC POWER COMPANY)	
14	FOR APPROVAL OF ITS 2016)	
15	RENEWABLE ENERGY STANDARD)	THE ENERGY FREEDOM COALITION
16	AND TARIFF IMPLEMENTATION)	OF AMERICA'S NOTICE OF FILING:
17	PLAN.)	RESPONSE TO STAFF REQUEST

18 The Energy Freedom Coalition of America ("EFCA") hereby submits this filing in
19 response to Staff's request at the December 17, 2015 Procedural Conference (the "Conference")
20 held in the above captioned matter. At the Conference, Staff requested that EFCA docket a list of
21 factual issues that EFCA believes are disputed with regard to Tucson Electric Power's ("TEP")
22 proposed Residential Community Solar Program (the "Community Solar Program"). On
23 November 17, 2015, EFCA docketed a list of some, but not all, of the disputed issues of fact that
24 it believes remain unresolved with regard to TEP's Utility Owned Distributed Generation Program
25 (the "UODG Program"). Note that there is no formal evidence in the record to support either the
26 Community Solar Program or the UODG Program, that no witness has been offered to support
27 TEP's claims regarding either program, and no witness has been subject to cross examination on
28 TEP's claims. As a result, there is simply no way the Commission can authorize either of these
programs on the record before it. An evidentiary hearing is necessary at this point.

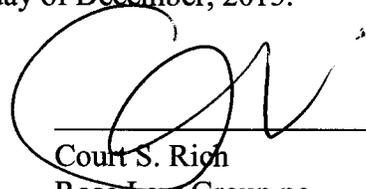
1 Pursuant to Staff's request, below is a list of some, but not all, of the issues of fact that are
2 unresolved with regard to the Community Solar Program.

- 3
- 4 • What is the purpose for, and effect of, TEP's limiting eligibility for the Residential
5 Community Solar Program to only residential customers eligible for net metering under
6 Rider R-4, particularly given TEP's simultaneous proposal to more than double the size of
7 its UODG rooftop program?
 - 8
 - 9 • What is the justification for treating the Residential Community Solar Program as
10 "residential distributed generation" under the Commission's REST rules, without also
11 permitting third-party provision of community solar to TEP's residential customers, as
12 otherwise characteristic of the residential DG market?
 - 13
 - 14 • How is the Community Solar Program cost effective for ratepayers?
 - 15
 - 16 • What is the justification for offering participants in the Community Solar Program *all* TEP
17 electric services at a flat per-kW rate in a "bundled-bundled" tariff regardless of a
18 participant's load profile and actual usage of energy during daylight hours, and including
19 bundled non-solar power for which TEP incurs per kWh generation and supply
20 costs? What is the expected distribution of the type of energy resources used by
21 participants in the Community Solar Program by time-of-day and by season?
 - 22 • What is the justification for proposing a new DG offering that creates no incentives for a
23 customer to structure his/her usage to minimize peak demand at the time same TEP is
24 proposing to restructure the rates of third-party DG customers to incorporate rate designs
25 that allegedly create market signals to better align a customer's usage/demand with the
26 costs that such usage allegedly imposes on TEP's network and generation resources?
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- Why is TEP offering its prospective customers rate stability under its expanded UODG and Community Solar Programs at the same time it is proposing revisions to its rate plans for third party DG customers that, e.g., incorporate customer-specific demand determinations and eliminate any predictability for net metering customers by crediting such customers' net export of electricity at a "Renewable Credit Rate" that varies with each new purchased power agreement for renewable power that TEP signs?
- What protections are available to ensure the competitive viability of third-party DG providers if TEP's Residential Community Solar and expanded rooftop offerings are provided within TEP's regulated network and/or incorporate flat-rate pricing bundles unavailable to customers of third-party DG providers? How effective would such protections be?

Respectfully submitted this 21st day of December, 2015.



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1 **Original and 13 copies filed on**
2 **this 21st day of December, 2015 with:**

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