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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

DOUG LITTLE – Interim Chairman  
BOB STUMP  
BOB BURNS  
TOM FORESE  
VACANT

RECEIVED  
AZ CORP COMMISSION  
DOCKET CONTROL  
2016 JAN 25 AM 11 09

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-15-0142  
Arizona Corporation Commission

DOCKETED

JAN 25 2016

DOCKETED BY *AC*

PROCEDURAL ORDER

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, including a pre-hearing conference on February 26, 2016.

On January 21, 2016, UNSE filed a Motion for Preliminary Pre-Hearing Conference (“Motion”). Given the number of parties and witnesses in this matter, including out-of-state witnesses, UNSE believes that holding a preliminary pre-hearing conference in advance of the scheduled pre-hearing conference would be helpful. UNSE suggested the following topics to be discussed: the anticipated number of hearing days; conflicts that would prevent hearing on successive days (including witness and room availabilities), and possible telephonic testimony.

On January 22, 2016, the Commission’s Utilities Division (“Staff”) filed a Response to UNSE’s Motion, supporting the request.

The parties raise a good point that given the number of parties and witnesses, all involved, including the hearing process, would benefit from a discussion of scheduling witnesses prior to the February 26, 2016 pre-hearing conference. However, in lieu of convening a preliminary pre-hearing

1 conference at this point, the parties are directed to confer amongst themselves and submit a proposed  
 2 witness schedule for consideration by the Hearing Division prior to the February 26, 2016 pre-hearing  
 3 conference.<sup>1</sup> To assist in their discussions, the parties are notified that the Tucson hearing room has  
 4 been reserved on the following dates for the hearing: **March 1, 2016, March 3-4, 2016, March 8-11,**  
 5 **2016, and March 15-18, 2016.**<sup>2</sup> Parties should consider which witnesses they intend to cross-examine,  
 6 the extent of such examination, and whether they believe that any pre-filed testimony could be admitted  
 7 on stipulation.<sup>3</sup> The preference is that any witness who would be subject to cross-examination, or who  
 8 will be providing new responsive testimony at the hearing, appear in-person, however, the Hearing  
 9 Division will entertain requests for telephonic appearances as long as there is no objection from other  
 10 parties and the subject matter of the telephonic testimony is of a limited scope.

11 IT IS THEREFORE ORDERED that the **parties shall confer and submit a proposed witness**  
 12 **schedule prior to February 26, 2016.**<sup>4</sup>

13 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive  
 14 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

15 DATED this 25<sup>th</sup> day of January, 2016.

16  
 17   
 18 JANE L. RODDA  
 ADMINISTRATIVE LAW JUDGE

19  
 20 Copies of the foregoing mailed/delivered/emailed  
 21 this 25<sup>th</sup> day of January, 2016 to:

22 Bradley S. Carroll  
 23 UNS Electric, Inc.  
 88 East Broadway, MS HQE910  
 24 PO Box 711  
 Tucson, AZ 85702

25  
 26 \_\_\_\_\_  
 27 <sup>1</sup> UNSE and Staff should coordinate the discussions.

28 <sup>2</sup> Additional dates can be added. The hearing will not convene on March 2, 2016 due to the Commission's Open Meeting schedule that was adopted subsequent to the matter being set for hearing.

<sup>3</sup> The Hearing Division retains the right to require the appearance of any witness who pre-filed testimony.

<sup>4</sup> The sooner a proposed schedule can be filed, the easier it will be for witnesses to make plans and to address any disputes.

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