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AZ CORP COMMISSION  
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**Memorandum**  
From the office of  
**Commissioner Andy Tobin**  
**Arizona Corporation Commission**  
1200 W. WASHINGTON  
PHOENIX, ARIZONA  
(602) 542-3625

TO: Docket Control

DATE: April 13, 2016

FROM: Commissioner Andy Tobin's Office

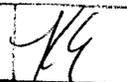
SUBJECT: Re: AU-00000D-16-0120 Disclosures of Substantial Interest Pursuant to  
A.R.S. § 38-509

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Please docket the attached letter regarding Commissioner Tobin's April 11<sup>th</sup> disclosure of possible substantial interest.

Arizona Corporation Commission  
**DOCKETED**

APR 13 2016

DOCKETED BY 

**COMMISSIONERS**  
DOUG LITTLE – Chairman  
BOB STUMP  
BOB BURNS  
TOM FORESE  
ANDY TOBIN



**ANDY TOBIN**  
Commissioner

## ARIZONA CORPORATION COMMISSION

April 13, 2016

Dear Chairman Little, Commissioners, and other interested parties:

Based on corrected legal advice from our staff attorney, I hereby rescind my April 11, 2016 notice of possible conflict of interest pursuant to A.R.S. § 38-509.

Following yesterday's Open Meeting, Staff informed me that I should have been permitted to participate in Docket No. E-01345A-11-0224 – Arizona Public Service Company: Application for Approval of Annual Lost Fixed Cost Recovery Mechanism Adjustment.

As you may recall in my April 11th letter, I disagree, along with many other attorneys, with the staff attorney on his interpretation of the conflict of interest statutes. I also echoed this sentiment during yesterday's Open Meeting. Staff now agrees with me that I should have been able to participate in Docket No. E-01345A-11-0224. Understandably, Staff apologized to me for this oversight.

I request an immediate emergency meeting of the Commission to address Docket No. E-01345A-11-0224.

Sincerely,

A handwritten signature in black ink, appearing to read "Andy Tobin".

Andy Tobin  
Corporation Commissioner