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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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

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AZ CORP COMMISSION
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Arizona Corporation Commission
DOCKETED

APR 21 2016

DOCKET NO. E-01345A-16-0041

DARCY PFEIFER,

Complainant,

DOCKETED BY [Signature]

vs.

ARIZONA PUBLIC SERVICE COMPANY,

Respondent.

PROCEDURAL ORDER
(Directs Filing Dates)

BY THE COMMISSION:

On February 2, 2016, Darcy Pfeifer (“Complainant”) filed with the Arizona Corporation Commission (“Commission”) a Formal Complaint (“Complaint”) against Arizona Public Service Company (“APS”), requesting that APS (1) conduct an audit of the Complainant’s energy usage from June 11, 2011, to January 5, 2016; (2) refund any overpaid amount discovered as a result of the audit; and (3) reimburse the Complainant for damage done to Complainant’s equipment by APS technicians.

On February 29, 2016, APS filed an Answer to Formal Complaint and Motion to Dismiss (“MTD”).

On March 18, 2016, by Procedural Order, a procedural conference was scheduled to commence on May 2, 2016 and the Complainant was directed to file a response to APS’ MTD by April 15, 2016.

On March 30, 2016, Melissa Kreuger, as attorney for APS, filed a Consent to Email Service on behalf of APS.

On April 1, 2016, a Procedural Order was issued granting APS’ consent to email service.

1 To date, the Complainant has not filed a response to APS' MTD and it is appropriate to
2 require the Complainant to file a response.

3 In addition, it is appropriate to direct a representative from the Commission's Utilities
4 Division ("Staff") to attend the May 2, 2016 procedural conference in the event the parties wish to
5 pursue informal mediation to resolve the matter.

6 IT IS THEREFORE ORDERED that **the Complainant shall file, on or before April 29,**
7 **2016, a response to APS' MTD.**

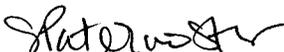
8 IT IS FURTHER ORDERED that **Staff is directed to appear** for the procedural conference
9 on May 2, 2016 at 10:00 a.m. for potential mediation purposes.

10 IT IS FURTHER ORDERED that all parties must comply with Arizona Supreme Court Rules
11 31, 38, 39, 42 and A.R.S. §40-243 with respect to practice of law and admission *pro hac vice*.

12 IT IS FURTHER ORDERED that withdrawal of representation must be made in compliance
13 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Arizona
14 Supreme Court Rule 42). Representation before the Commission includes appearances at all hearings
15 and procedural conferences, as well as all Open Meetings for which the matter is scheduled for
16 discussion unless counsel has previously been granted permission to withdraw by the Administrative
17 Law Judge or the Commission.

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

21 DATED this 21st day of April, 2016.

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25 _____
SASHA PATERNOSTER
ADMINISTRATIVE LAW JUDGE
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1 Copies of the foregoing mailed/delivered
this 21st day of April, 2016 to:

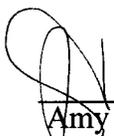
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9 **Consent to Service by Email**

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18 Assistant to Sasha Paternoster

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