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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

BOB BURNS  
TOM FORESE  
DOUG LITTLE  
BOB STUMP  
ANDY TOBIN

2016 MAY 18 P 12: 04

AZ CORP COMMISSION  
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF  
SULPHUR SPRINGS VALLEY ELECTRIC  
COOPERATIVE, INC., FOR A HEARING TO  
DETERMINE THE FAIR VALUE OF ITS  
PROPERTY FOR RATEMAKING PURPOSES,  
TO FIX A JUST AND REASONABLE  
RETURN THEREON, TO APPROVE RATES  
DESIGNED TO DEVELOP SUCH RETURN  
AND FOR RELATED APPROVALS.

DOCKET NO. E-01575A-15-0312

APPLICATION FOR  
ADMINISTRATIVE SUBPOENA

Sulphur Springs Valley Electric Cooperative, Inc. requests the issuance of a subpoena to SolarCity Corporation, pursuant to A.R.S. §§ 40-241, 40-244, A.A.C. R14-3-109, and Ariz. R. Civ. P. 30 and 45 in connection with the administrative hearing in the above-captioned action.

DATED this 17<sup>th</sup> day of May, 2016.

Arizona Corporation Commission

DOCKETED

MAY 18 2016

DOCKETED BY

Jeffrey Crockett, CROCKETT LAW GROUP PLLC

2198 East Camelback Road, Suite 305

Phoenix, Arizona 85016

Telephone: 602-441-2775

E-mail: jeff@jeffcrockettlaw.com

Attorney for Sulphur Springs Valley Electric

Cooperative, Inc.

1 ORIGINAL and thirteen (13) copies filed  
2 this 17<sup>th</sup> day of May, 2016, with:

3 Docket Control  
4 ARIZONA CORPORATION COMMISSION  
5 1200 West Washington Street  
6 Phoenix, Arizona 85007

7 COPY of the foregoing hand-delivered  
8 this 17<sup>th</sup> day of May, 2016, to:

9 Dwight D. Nodes, Chief Administrative Law Judge  
10 Hearing Division  
11 ARIZONA CORPORATION COMMISSION  
12 1200 West Washington Street  
13 Phoenix, Arizona 85007

14 Thomas M. Broderick, Director  
15 Utilities Division  
16 ARIZONA CORPORATION COMMISSION  
17 1200 West Washington Street  
18 Phoenix, Arizona 85007

19 COPY of the foregoing send via e-mail  
20 this 17<sup>th</sup> day of May, 2016, to:

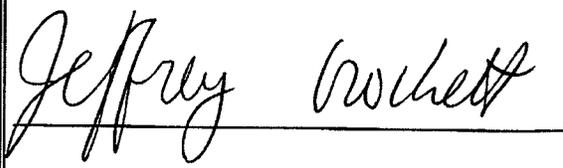
21 Janice M. Alward, Chief Counsel  
22 Legal Division  
23 ARIZONA CORPORATION COMMISSION  
24 1200 West Washington Street  
25 Phoenix, Arizona 85007  
26 [jalward@azcc.gov](mailto:jalward@azcc.gov)  
27 [rgeake@azcc.gov](mailto:rgeake@azcc.gov)  
28 [wvancleve@azcc.gov](mailto:wvancleve@azcc.gov)  
[mfinical@azcc.gov](mailto:mfinical@azcc.gov)

**Consented to Service by E-mail**

20 Thomas A. Loquvam  
21 Thomas L. Mumaw  
22 Melissa M. Krueger  
23 PINNACLE WEST CAPITAL CORPORATION  
24 P.O. Box 53999, MSW 8692  
25 Phoenix, Arizona 85072  
26 Attorneys for Arizona Public Service Company  
27 [thomas.loquvam@pinnaclewest.com](mailto:thomas.loquvam@pinnaclewest.com)  
28 **Consented to Service by E-mail**

25 Thomas A. Harris, Chairman  
26 ARIZONA SOLAR ENERGY INDUSTRIES ASSOCIATION  
27 2122 W. Lone Cactus Drive, Suite 2  
28 Phoenix, Arizona 85027  
[Tom.Harris@AriSEIA.org](mailto:Tom.Harris@AriSEIA.org)  
**Consented to Service by E-mail**

1 COPY mailed via First Class U.S. Mail  
this 17<sup>th</sup> day of May, 2016, to:  
2  
3 Garry D. Hays  
THE LAW OFFICES OF GARRY D. HAYS, P.C.  
2198 E. Camelback Road, Suite 305  
4 Phoenix, Arizona 85016  
Attorney for Arizona Solar Deployment Alliance  
5  
6 Michael W. Patten  
SNELL & WILMER, L.L.P.  
One Arizona Center  
7 400 E. Van Buren Street, Suite 1900  
Phoenix, Arizona 85004  
8 Attorney for Trico Electric Cooperative, Inc.  
9  
10 Kerri A. Carnes  
ARIZONA PUBLIC SERVICE COMPANY  
P.O. Box 53999, MS 9712  
Phoenix, Arizona 85072  
11  
12 Court S. Rich, Esq.  
ROSE LAW GROUP PC  
7144 E. Stetson Drive, Suite 300  
13 Scottsdale, Arizona 85251  
Attorney for Energy Freedom Coalition of America  
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**BEFORE THE ARIZONA CORPORATION COMMISSION**

**COMMISSIONERS**

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

IN THE MATTER OF THE APPLICATION  
OF SULPHUR SPRINGS VALLEY  
ELECTRIC COOPERATIVE, INC., FOR A  
HEARING TO DETERMINE THE FAIR  
VALUE OF ITS PROPERTY FOR  
RATEMAKING PURPOSES, TO FIX A  
JUST AND REASONABLE RETURN  
THEREON, TO APPROVE RATES  
DESIGNED TO DEVELOP SUCH  
RETURN AND FOR RELATED  
APPROVALS.

**DOCKET E-01575A-15-0312**  
**SUBPOENA DUCES TECUM**

TO: SOLAR CITY CORPORATION  
c/o CT CORPORATION SYSTEM, statutory agent  
3800 NORTH CENTRAL AVENUE, SUITE 460  
PHOENIX, ARIZONA 85012

YOU ARE HEREBY COMMANDED, pursuant to A.R.S. §§ 40-241, 40-244, A.A.C. R14-3-109 and  
Ariz. R. Civ. P. 30 and 45, to produce and permit inspection, copying, testing, or sampling of the  
following designated documents, electronically stored information or tangible things, or to permit the  
inspection of premises:

1. For each of the years 2014, 2015 and 2016 year-to-date, provide any computations of the number of rooftop solar systems that were leased to a customer by SolarCity Corporation, Silevo, LLC, Zep Solar, LLC ("SolarCity") within the service area of Sulphur Springs Valley Electric Cooperative, Inc. ("SSVEC"). Please provide any computations of the number of systems leased by SolarCity separately and provide the totals by year and in the aggregate.
2. For each of the years 2014, 2015 and 2016 year-to-date, provide any computations of the number of rooftop solar systems that were purchased by a customer and installed by SolarCity

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within the service area of SSVEC. Please provide any computations of the number of systems sold and installed by SolarCity separately and provide the totals by year and in the aggregate.

3. For each of the years 2014, 2015, and 2016, please provide all contracts to install solar rooftop systems within SSVEC's service area, if such contract is neither a lease nor a purchase agreement? Please provide any computations of the number of systems installed by SolarCity separately and provide the totals by year and in the aggregate.

4. For the leased systems identified in the response to No. 1 above, please provide any computations of how many of the system leases have a fixed monthly fee over the life of the lease. For each lease, list the monthly fee, the total fees to be collected over the life of the lease, SolarCity's cost of the installed equipment for the lease, and the total profit for the lease expressed in dollars, percent and rate of return.

5. For the leased systems identified in the response to No. 1 above, please provide any computations of how many of the system leases have payments that increase annually. For each lease, please provide any computations of the beginning monthly fee, the amount of the increase of the monthly fee over the life of the lease (as dollars and as a percentage), the total fees to be collected over the life of the lease, SolarCity's cost of the installed equipment for the lease, the total profit for the lease expressed in dollars, percent and rate of return. Provide any computations of the monthly fee, total fee collected over the life of the lease, cost of installed equipment for the lease and the total profit for the lease expressed in dollars, percent and rate of return.

6. For the leased systems identified in the response to No. 1 above, provide any computations of the Cost per Watt for each system (calculated as total lease cost / system DC watts) over the life of the lease.

7. For the leased systems identified in the response to No. 1 above, provide any computations of the average cost per kWh produced by each system (per each year of the term of the lease for those leases where the monthly payment increases each year).

8. For the purchased systems identified in the response to No. 2 above, provide any computations of the Cost per Watt for each system (calculated as purchase cost / system DC watts)? Provide any computations of SolarCity's cost of the installed equipment for the purchased system, the total installation cost and total profit for the purchased system expressed in dollars, percent and rate of return.

9. For the purchased systems identified in the response to No. 2 above, provide any computations of the average cost per kWh produced by each system.

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10. For each of the years 2014, 2015 and 2016 year-to-date, please provide any computations of:
- a. The total number of customers of SolarCity's interconnected to SSVEC's system on August 31, 2015;
  - b. The total number of customers of SolarCity's interconnected to SSVEC's system during each month for the years 2014, 2015 and 2016; and
  - c. A list of the upfront incentive levels that customers of SolarCity's received, the time period incentives were offered at each level, and the number of customers receiving the incentive at each level.
11. For each of the following categories, provide any computations of the number of residential net-metered lease customers of SolarCity's within SSVEC's service territory for the years 2014, 2015 and 2016, year-to-date:
- a. Those with an average monthly generation above 1000 kWh;
  - b. Those with an average monthly generation between 901 - 1000 kWh;
  - c. Those with an average monthly generation between 801 - 900 kWh;
  - d. Those with an average monthly generation between 701 - 800 kWh;
  - e. Those with an average monthly generation between 601 - 700 kWh;
  - f. Those with an average monthly generation between 501 - 600 kWh;
  - g. Those with an average monthly generation between 401 - 500 kWh;
  - h. Those with an average monthly generation between 301 - 400 kWh;
  - i. Those with an average monthly generation between 201 - 300 kWh;
  - j. Those with an average monthly generation between 101 - 200 kWh;
  - k. Those with an average monthly generation at or below 100 kWh.

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at the place, date, and time specified below:

Place of Production or Inspection: CROCKETT LAW GROUP, PLLC

Address: 2198 E. Camelback Road, Suite 305

Date: Monday, May 23, 2016

Time: 10:00 AM

YOU HAVE BEEN SUBPOENED BY: Jeffrey Crockett, CROCKETT LAW GROUP PLLC  
2198 East Camelback Road, Suite 305  
Phoenix, Arizona 85016  
Telephone: 602-441-2775  
E-mail: jeff@jeffcrockettlaw.com  
  
Attorney for Sulphur Springs Valley Electric  
Cooperative, Inc.

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**Your Duties in Responding To This Subpoena**

Production of Documentary Evidence or Inspection of Premises. Because this subpoena commands you to produce and permit inspection, copying, testing or sampling of designated documents, electronically stored information, or tangible things, you must make the items available at the place, date and time designated in this subpoena, and in the case of electronically stored information, in the form or forms requested, unless you provide a good faith written objection to the party or attorney who served the subpoena. See Rule 45(c)(5) of the Arizona Rules of Civil Procedure. See also "Your Right To Object To This Subpoena" section below. Similarly, if this subpoena commands you to make certain premises available for inspection, you must make the designated premises available for inspection on the date and time designated in this subpoena unless you provide a good faith written objection to the party or attorney who served the subpoena. See Rule 45(c)(5) of the Arizona Rules of Civil Procedure. See also "Your Right to Object to This Subpoena" section below.

You should note that a command to produce certain designated materials, or to permit the inspection of premises, may be combined with a command to appear at a trial, hearing or deposition. See Rule 45(b)(2) of the Arizona Rules of Civil Procedure. You do not, however, need to appear in person at the place of production or inspection unless the subpoena also states that you must appear for and give testimony at a hearing, trial or deposition. See Rule 45(c)(3) of the Arizona Rules of Civil Procedure.

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If the subpoena commands you to produce documents, you have the duty to produce the designated documents as they are kept by you in the usual course of business, or you may organize the documents and label them to correspond with the categories set forth in the subpoena. See Rule 45(c)(4) of the Arizona Rules of Civil Procedure.

### Your Right To Object To This Subpoena

Generally, if you have concerns or questions about this subpoena, you should first contact the party or attorney who served the subpoena. The party or attorney serving the subpoena has a duty to take reasonable steps to avoid imposing an undue burden or expense on you.

**Procedure for Objecting to Subpoena For Production of Documentary Evidence.** If you wish to object to a subpoena commanding you to produce documents, electronically stored information or tangible items, or to permit the inspection of premises, you may file a motion with the Arizona Corporation Commission or presiding officer thereof, and the Arizona Corporation Commission or presiding officer may:

1. Quash the subpoena if it is unreasonably necessary or oppressive, or
2. Condition denial of the motion upon the advancement by the person in whose behalf the subpoena is issued, of the reasonable cost of producing the books, waybills, paper, accounts or other documents desired.

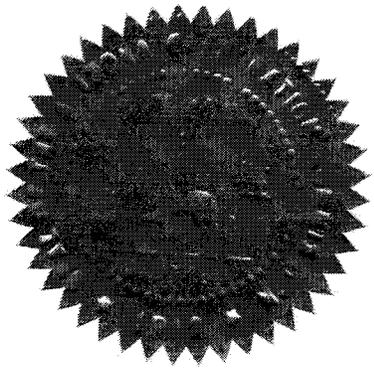
ADA Notification

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Requests for reasonable accommodation for persons with disabilities must be made to the court by parties at least 3 working days in advance of a scheduled court proceeding.

DISOBEDIENCE OF THIS SUBPOENA constitutes contempt of the Arizona Corporation Commission and may subject you to further proceedings and penalties under law, pursuant to A.R.S. § 40-424.

Given under by hand the seal of the Arizona Corporation Commission this 17<sup>th</sup> day of May, 2014.



*Jodi A. Jerich*  
\_\_\_\_\_  
Jodi A. Jerich, Executive Director  
Arizona Corporation Commission