



0000172293

OPEN MEETING AGENDA ITEM

RE THE ARIZONA CORPORATION COMMISSION

2 COMMISSIONERS

3 DOUG LITTLE - Chairman
4 BOB STUMP
5 BOB BURNS
6 TOM FORESE
7 ANDY TOBIN

ORIGINAL

EXCEPTION

RECEIVED
AZ CORP COMMISSION
DOCKET CONTROL

2016 AUG 5 PM 3 03

7 IN THE MATTER OF THE APPLICATION OF
8 UNS ELECTRIC, INC. FOR THE
9 ESTABLISHMENT OF JUST AND
10 REASONABLE RATES AND CHARGES
11 DESIGNED TO REALIZE A REASONABLE
12 RATE OF RETURN OF THE FAIR VALUE OF
13 THE PROPERTIES OF UNS ELECTRIC, INC.
14 DEVOTED TO ITS OPERATIONS
15 THROUGHOUT THE STATE OF ARIZONA,
16 AND FOR RELATED APPROVALS.

DOCKET NO. E-04204A-15-0142

STAFF'S EXCEPTIONS TO
RECOMMENDED OPINION AND ORDER

13 On July 20, 2016, a Recommended Opinion and Order ("ROO") was filed in the above
14 captioned matter. With the following exceptions, Staff supports the conclusions reached by the ROO.
15 However, Staff believes that offering Time-Of-Use ("TOU") rates to residential and small
16 commercial service ("SGS") customers on an optional basis is a better option for UNS Electric, Inc.
17 ("UNSE") rate payers than TOU rates on a default basis.

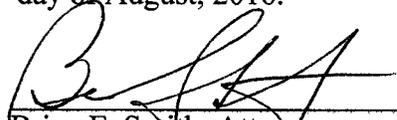
18 Further, Staff continues to support having multiple voluntary rate options, including TOU and
19 demand charges. In addition, as stated in Staff's Reply Brief dated May 11, 2016, Staff believes that
20 UNSE should develop a customer information and education program to help customers determine
21 which rate option would be most beneficial. Staff continues to believe that the inclusion of a bill
22 format to illustrate each customer's monthly (and twelve months') demand (both On-Peak and Off-
23 Peak) as a means of educating all customers about demand rates, whether or not the customer has
24 selected a demand rate, would be beneficial. The information and education program should include
25 materials that describe each optional rate schedule available and what efforts customers could
26 undertake in order to benefit from a specific rate schedule.

27 ...

28 ...

1 For the foregoing reasons, Staff respectfully provides the attached proposed language as an
2 amendment for the convenience and consideration of the Hearing Division.

3 RESPECTFULLY SUBMITTED this 5th day of August, 2016.

4 

5 Brian E. Smith, Attorney
6 Bridget A. Humphrey, Attorney
7 Legal Division
8 Arizona Corporation Commission
9 1200 West Washington Street
10 Phoenix, Arizona 85007
11 (602) 542-3402

12 On this 5th day of August, 2016, the foregoing document was filed with Docket Control as a
13 Utilities Division Exceptions to Recommended Opinion and Order, and copies of the foregoing were
14 mailed on behalf of the Utilities Division to the following who have not consented to email service.
15 On this date or as soon as possible thereafter, the Commission's eDocket program will automatically
16 email a link to the foregoing to the following who have consented to email service.

17 Hearing Division
18 Arizona Corporation Commission
19 1200 West Washington Street
20 Phoenix, Arizona 85007
21 HearingDivisionServicebyEmail@azcc.gov

22 Daniel W. Pozefsky
23 Chief Counsel
24 Residential Utility Consumer Office
25 1110 W. Washington, Suite 220
26 Phoenix, AZ 85007
27 dpozefsky@azruco.gov

Consented to Service by Email

28 Bradley S. Carroll
29 UNS Electric, Inc.
30 88 East Broadway, MS HQE910
31 PO Box 711
32 Tucson, AZ 85702
33 BCarroll@tep.com

34 Eric J. Lacey, Esq.
35 Stone Mattheis Xenopoulos & Brew, PC
36 1025 Thomas Jefferson St., NW 8th Floor,
37 West Tower
38 Washington, DC 20007-5201
39 Attorneys for Nucor Corporation
40 ejl@smxblaw.com

Consented to Service by Email

41 Michael W. Patten
42 Jason D. Gellman
43 Snell & Wilmer LLP
44 One Arizona Center
45 400 East Van Buren Street
46 Phoenix, AZ 85004
47 Attorneys for UNS Electric, Inc.
48 mpatten@swlaw.com
49 bcarroll@tep.com
50 jhoward@awlaw.com
51 docket@swlaw.com

52 Robert J. Metli, Esq.
53 Munger Chadwick, PLC
54 2398 E. Camelback Rd., Suite 240
55 Phoenix, AZ 85016
56 Attorneys for Nucor Corporation
57 rjmetli@mungerchadwick.com

Consented to Service by Email

58 **Consented to Service by Email**

59 Lawrence V. Robertson, Jr.
60 P. O. Box 1448
61 Tubac, AZ 85646
62 Attorney for Noble Americas Energy
63 Solutions LLC
64 tubaclawyer@aol.com

65 ...
66 ...
67 ...
68 ...

1 Court S. Rich
2 Rose Law Group pc
3 7144 East Stetson Drive, Suite 300
4 Scottsdale, AZ 85251
5 Attorneys for The Alliance for Solar Choice
6 crich@roselawgroup.com

Consented to Service by Email

5 Thomas A. Loquvam
6 Melissa M. Krueger
7 Pinnacle West Capital Corporation
8 P.O. Box 53999, MS 8695
9 Phoenix, AZ 85072-3999
10 Attorneys for Arizona Public
11 Service Company
12 thomas.loquvam@pinnaclewest.com
13 melissa.krueger@pinnaclewest.com

Consented to Service by Email

10 Timothy M. Hogan
11 Arizona Center for Law in the Public Interest
12 514 W. Roosevelt
13 Phoenix, AZ 85003
14 thogan@aclpi.org

Consented to Service by Email

14 Michael Alan Hiatt
15 Earthjustice
16 633 17th Street, Suite 1600
17 Denver, CO 80202
18 mhiatt@earthjustice.org

Consented to Service by Email

17 Rick Gilliam
18 Director of Research and Analysis
19 The Vote Solar Initiative
20 1120 Pearl Street, Suite 200
21 Boulder, CO 80302
22 Rick@votesolar.org

Consented to Service by Email

21 Briana Kobor
22 Vote Solar
23 Program Director – DB Regulatory Policy
24 360 22nd Street, Suite 730
25 Oakland, CA 94612

briana@votesolar.org

Consented to Service by Email

25 Ken Wilson
26 Western Resource Advocates
27 2260 Baseline Road, Suite 200
28 Boulder, CO 80302
ken.wilson@westernresources.org

Consented to Service by Email

Scott S. Wakefield
Ridenour Hienton, PLLC
201 North Central Avenue, Suite 3300
Phoenix, AZ 85004-1052
swakefield@rhlfirm.com

Steve W. Chriss
Senior Manager, Energy Regulatory Analysis
Wal-Mart Stores, Inc.
2011 S.E. 10th Street
Bentonville, AR 72716-0550
Stephen.chriss@wal-mart.com

Jeff Schlegel
SWEEP Arizona Representative
1167 W. Samalayuca Drive
Tucson, AZ 85704-3224
schlegelj@aol.com

Ellen Zuckerman
SWEEP Senior Associate
4231 E. Catalina Drive
Phoenix, AZ 85018
ezuckerman@swenergy.org

C. Webb Crockett
Patrick J. Black
Fennemore Craig, PC
2394 E. Camelback Road, Suite 600
Phoenix, AZ 85016-3429
wcrockett@fclaw.com
pblack@fclaw.com

Consented to Service by Email

Meghan H. Grabel
Osborn Maledon, PA
2929 N. Central Avenue, Suite 2100
Phoenix, AZ 85012
mgrabel@omlaw.com

Consented to Service by Email

Gary Yaquinto, President & CEO
Arizona Investment Council
2100 N. Central Avenue, Suite 210
Phoenix, AZ 85004
gyaquinto@arizonaic.org

Consented to Service by Email

Cynthia Zwick
Arizona Community Action Association
2700 N. 3rd Street, Suite 3040
Phoenix, AZ 85004
czwick@azcaa.org

Consented to Service by Email

1 Timothy J. Sabo
Snell & Wilmer LLP
2 One Arizona Center
400 E. Van Buren Street
3 Phoenix, AZ 85004
Attorneys for Trico
4 tsabo@swlaw.com

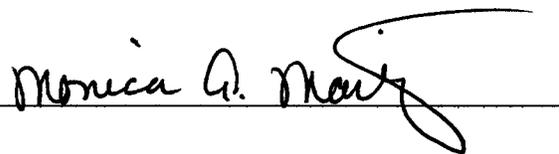
5 Vincent Nitido
Trico Electric Cooperative, Inc.
6 8600 W. Tangerine Road
Marana, AZ 85653
7 vnitido@trico.coop

8 Jason Y. Moyes
Moyes Sellers & Hendricks
9 1850 N. Central Avenue, Suite 1100
Phoenix, AZ 85004
10 jasonmoyes@law-msh.com
jimoyes@law-msh.com
11 kes@krsaline.com
Consented to Service by Email

12 Craig A. Marks
13 Craig A. Marks, PLC
10645 North Tatum Blvd, Suite 200-676
14 Phoenix, AZ 85028
Attorney for AURA
15 Craig.Marks@azbar.org
Consented to Service by Email

16 Jeffrey W. Crockett
17 Crockett Law Group, PLLC
1702 E. Highland Avenue, Suite 204
18 Phoenix, AZ 85016
jeff@jeffcrockettlaw.com
19 kchapman@ssvec.com
Consented to Service by Email

20
21
22
23
24
25
26
27
28



Tom Harris, Chairman
Arizona Solar Energy Industries Association
2122 W. Lone Cactus Drive, Suite 2
Phoenix, AZ 85027
Tom.Harris@AriSEIA.org
Consented to Service by Email

Garry D. Hays
Law Offices of Garry D. Hays, PC
1702 E. Highland Avenue, Suite 204
Phoenix, AZ 85016
ghays@lawgdh.com

Janice Alward
Legal Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Thomas Broderick
Utilities Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Dwight Nodes
Hearing Division
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

ATTACHMENT A

STAFF'S PROPOSED AMENDMENT NO. 1

TIME/DATE PREPARED: August 5, 2016 – 2:00 P.M.

COMPANY: UNS Electirc, Inc.

AGENDA ITEM NO.: 22

DOCKET NO(S). E-04204A-15-0142

OPEN MEETING DATE: August 9-10, 2016

DELETE: Page 136, Lines 11 through 20 and **INSERT:**

59. Wes support having multiple voluntary rate options, including Time-of-Use and demand charges.

60. We require UNSE to prepare and submit a plan for a customer information and education program with the Commission by December 31, 2016, designed to educate customers about their rate options and how they can manage their bills.

61. We believe that the inclusion of a bill format to illustrate each customer's monthly (and twelve months') demand (both On-Peak and Off-Peak) as a means of educating all customers about demand rates, whether or not the customer has selected a demand rate, would be beneficial.

DELETE: Page 139, Lines 20 through 25 after "...three part Time-of-Use rates"

INSERT NEW ORDERING PARAGRAPHS:

IT IS FURTHER ORDERED that UNS Electric shall prepare and submit a plan for a customer information and education program with the Commission by December 31, 2016, designed to educate customers about their rate options and how they can manage their bills.

IT IS FURTHER ORDERED that UNS Electric shall include a bill format to illustrate each customer's monthly (and twelve months') demand (both On-Peak and Off-Peak) as a means of

**** Make all conforming changes**

THIS AMENDMENT:		
_____ Passed _____	Passed as amended by _____	
_____ Failed	_____ Not Offered	_____ Withdrawn

STAFF'S PROPOSED AMENDMENT NO. 1

TIME/DATE PREPARED: August 5, 2016 – 2:00 P.M.

COMPANY: UNS Electirc, Inc.

AGENDA ITEM NO.: 22

DOCKET NO(S). E-04204A-15-0142

OPEN MEETING DATE: August 9-10, 2016

educating all customers about demand rates, whether or not the customer has selected a demand rate, would be beneficial.

**** Make all conforming changes**

THIS AMENDMENT:		
_____ Passed _____	Passed as amended by _____	
_____ Failed _____	Not Offered _____	_____ Withdrawn