

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 MIKE GLEASON
CHAIRMAN
3 WILLIAM A. MUNDELL
COMMISSIONER
4 JEFF HATCH-MILLER
COMMISSIONER
5 KRISTIN K. MAYES
COMMISSIONER
6 GARY PIERCE
COMMISSIONER

7
8 IN THE MATTER OF THE APPLICATION OF
9 ARIZONA PUBLIC SERVICE COMPANY
10 FOR A HEARING TO DETERMINE THE
11 FAIR VALUE OF THE UTILITY PROPERTY
12 OF THE COMPANY FOR RATEMAKING
PURPOSES, TO FIX A JUST AND
REASONABLE RATE OF RETURN
THEREON, TO APPROVE RATE
SCHEDULES DESIGNED TO DEVELOP
SUCH RETURN.

Docket No. E-01345A-08-0172

13 **RUCO'S APPLICATION TO INTERVENE**

14 I.

15 The RESIDENTIAL UTILITY CONSUMER OFFICE ("RUCO") hereby applies to the
16 Arizona Corporation Commission ("Commission") for an Order granting it leave to intervene in
17 the above-captioned proceeding.

18 II.

19 RUCO was established by the enactment of Arizona Revised Statutes, Section 40-461,
20 *et seq.*, for the purpose of representing residential utility consumers in matters before the
21 Commission concerning regulated public service corporations.

22 III.

23 Arizona Revised Statutes, Section 40-464.A.2., specifically provides that the Director of
24 RUCO may do the following:

1 Prepare and present briefs, arguments, proposed rates or orders
2 and intervene or appear on behalf of residential utility consumers
3 before hearing officers and the Corporation Commission as a party
4 in interest and also participate as a party in interest pursuant to
5 Section 40-254 in proceedings relating to rate making or rate
6 design and involving public service corporations.

7 IV.

8 The residential utility consumers will be directly and substantially affected by a Decision
9 or Order of the Commission in this matter, therefore, it is necessary and proper that RUCO
10 intervene in the proceeding.

11 V.

12 In order to fulfill its statutory obligation to protect the residential utility consumers of this
13 State, RUCO must thoroughly examine the materials presented by the Company, and must
14 cross-examine witnesses appearing on behalf of the Company and any other parties.
15 Additionally, RUCO may present testimony and exhibits of its own in any hearings conducted
16 by the Commission in this matter.

17 VI.

18 The name, mailing address, and telephone number of the person upon whom service of
19 all documents is to be made is:

20 Daniel W. Pozefsky, Attorney
21 Residential Utility Consumer Office
22 1110 West Washington, Suite 220
23 Phoenix, Arizona 85007
24 (602) 364-4839

RESPECTFULLY SUBMITTED this 16th day of June 2008.

Daniel W. Pozefsky
Attorney

1 AN ORIGINAL AND THIRTEEN COPIES
of the foregoing filed this 16th day
2 of June 2008 with:

3 Docket Control
Arizona Corporation Commission
4 1200 West Washington
Phoenix, Arizona 85007

5 COPIES of the foregoing hand delivered/
6 mailed this 16th day of June 2008 to:

7 Lyn Farmer
Chief Administrative Law Judge
8 Hearing Division
Arizona Corporation Commission
9 1200 West Washington
Phoenix, Arizona 85007

By _____
Ernestine Gamble
Secretary to Daniel Pozefsky

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13 Ernest Johnson, Director
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24