

1 **BEFORE THE ARIZONA CORPORATION COMMISSION**

2 GARY PIERCE  
CHAIRMAN

3 BOB STUMP  
COMMISSIONER

4 SANDRA D. KENNEDY  
COMMISSIONER

5 PAUL NEWMAN  
COMMISSIONER

6 BRENDA BURNS  
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, AND TO APPROVE RATE  
SCHEDULES DESIGNED TO DEVELOP  
SUCH RETURN.

Docket No. E-01345A-11-0224

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14 **RUCO'S APPLICATION TO INTERVENE**

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16 I.

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

20 II.

21 RUCO was established by the enactment of Arizona Revised Statutes, Section 40-  
22 461, *et seq.*, for the purpose of representing residential utility consumers in matters before  
23 the Commission concerning regulated public service corporations.

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III.

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

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

IV.

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

V.

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

VI.

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

1 Daniel W. Pozefsky  
2 Chief Counsel  
3 Residential Utility Consumer Office  
4 1110 West Washington, Suite 220  
5 Phoenix, Arizona 85007  
6 (602) 364-4839

7  
8 RESPECTFULLY SUBMITTED this 7<sup>th</sup> day of June, 2011.

9  
10 \_\_\_\_\_/s/  
11 Daniel W. Pozefsky  
12 Chief Counsel

13 AN ORIGINAL AND THIRTEEN COPIES  
14 of the foregoing filed this 7<sup>th</sup> day  
15 of June, 2011 with:

16 Docket Control  
17 Arizona Corporation Commission  
18 1200 West Washington  
19 Phoenix, Arizona 85007

20 COPIES of the foregoing hand delivered/  
21 mailed this 7<sup>th</sup> day of June, 2011 to:

22 Lyn Farmer, Chief Administrative  
23 Law Judge  
24 Hearing Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

Steven M. Olea, Director  
Utilities Division  
Arizona Corporation Commission  
1200 West Washington  
Phoenix, Arizona 85007

Janice Alward, Chief Counsel  
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By \_\_\_\_\_/s/  
Ernestine Gamble