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BEFORE THE ARIZONA CORPORATION COMMISSION

COMMISSIONERS

Arizona Corporation Commission

DOCKETED

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DOUG LITTLE – Chairman
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AZ CORP COMMISSION
DOCKET CONTROL

IN THE MATTER OF THE APPLICATION OF ARIZONA PUBLIC SERVICE COMPANY FOR A HEARING TO DETERMINE THE FAIR VALUE OF THE UTILITY PROPERTY 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-16-0036

PROCEDURAL ORDER

BY THE COMMISSION:

On January 29, 2016, Arizona Public Service Company (“APS”) filed a Notice of Intent to File a Rate Case Application and Request to Open Docket.

On February 5, 2016, Richard Gayer, Patricia Ferré and Warren Woodward each filed a Motion to Intervene.

On February 17, 2016, by Procedural Order, Richard Gayer, Patricia Ferré and Warren Woodward were granted intervention.

On February 22 and March 7, 2016, Warren Woodward filed comments in the docket.

On February 23, 2016, Richard Gayer filed a Notice of Consent to Email Service.

On February 29, 2016, Warren Woodward filed a Notice of Consent to Email Service.

On February 29, 2016, IO Data Centers, LLC, on behalf of its indirect subsidiaries IO Phoenix One, LLC and Capital Princess, LLC (“IO”) filed a Motion to Intervene.

Mr. Gayer and Mr. Woodward have opted to receive service of all filings in this docket, including all filings by parties and all Procedural Orders and Recommended Opinions and Orders/Recommended Orders issued by the Commission’s Hearing Division, via their designated email addresses rather than via U.S. Mail. Mr. Gayer and Mr. Woodward have each exercised this option, pursuant to the Procedural Order issued on February 17, 2015, by docketing a hard copy of his Consent to Email Service by sending an email, containing his name and the docket number for this matter, to

1 HearingDivisionServicebyEmail@azcc.gov from his designated email address. The Hearing Division
2 has verified the validity of the designated email addresses, which now appear on the service list for this
3 matter in addition to Mr. Gayer's and Mr. Woodward's addresses for U.S. Mail.

4 Mr. Gayer's and Mr. Woodward's Consents to Email Service should be approved.

5 No party has objected to the Motion to Intervene filed by IO, and it should be granted.

6 IT IS THEREFORE ORDERED that IO Data Centers, LLC is hereby granted intervention.

7 IT IS FURTHER ORDERED that the requests by Richard Gayer and Warren Woodward to
8 receive service of all filings in this docket, including all filings by parties and all Procedural Orders
9 and Recommended Opinions and Orders/Recommended Orders issued by the Commission's Hearing
10 Division, via their respective designated email addresses rather than via U.S. Mail, is hereby approved.

11 IT IS FURTHER ORDERED that, as permitted under A.A.C. R14-3-107(B), each party to this
12 matter may opt to receive service of all filings in this docket, including all filings by parties and all
13 Procedural Orders and Recommended Opinions and Orders/Recommended Orders issued by the
14 Commission's Hearing Division, via email sent to an email address provided by the party rather than
15 via U.S. Mail. To exercise this option, a party shall:

- 16 1. Ensure that the party has a valid and active email address to which the party has regular
17 and reliable access ("designated email address");
- 18 2. Complete a Consent to Email Service using the form available on the Commission's
19 website (www.azcc.gov) or a substantially similar format;
- 20 3. File the original and 13 copies of the Consent to Email Service with the Commission's
21 Docket Control, also providing service to each party to the service list;
- 22 4. Send an email, containing the party's name and the docket number for this matter, to
23 HearingDivisionServicebyEmail@azcc.gov from the designated email address, to allow
24 the Hearing Division to verify the validity of the designated email address;
- 25 5. Understand and agree that service of a document on the party shall be complete upon
26 the sending of an email containing the document to the designated email address,
27 regardless of whether the party receives or reads the email containing the document;
28 and

1 6. Understand and agree that the party will no longer receive service of filings in this
2 matter through First Class U.S. Mail or any other form of hard-copy delivery, unless
3 and until the party withdraws this consent through a filing made in this docket.

4 IT IS FURTHER ORDERED that a party's consent to email service shall not become effective
5 until a Procedural Order is issued approving the use of email service for the party. The Procedural
6 Order shall be issued only after the party has completed steps 1 through 4 above, and the Hearing
7 Division has verified receipt of an email from the party's designated email address.

8 IT IS FURTHER ORDERED that a party's election to receive service of all filings in this matter
9 via email does not change the requirement that all filings with the Commission's Docket Control must
10 be made in hard copy and must include an original and 13 copies.

11 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113 - Unauthorized
12 Communications) applies to this proceeding and shall remain in effect until the Commission's Decision
13 in this matter is final and non-appealable.

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

17 DATED this 21st day of March, 2016.

18 
19 _____
20 TEENA JIBILIAN
ASSISTANT CHIEF ADMINISTRATIVE LAW JUDGE

21 Copies of the foregoing mailed/delivered
22 this 21st day of March, 2016 to:

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24 Thomas L. Mumaw
25 Melissa M. Krueger
26 PINNACLE WEST CAPITAL CORPORATION
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28

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8 **Consented to Service by Email**

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13 **Consented to Service by Email**

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By: 
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