ARIZONA CORPORATION COMMISSION

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N O T I C E

OPEN MEETING OF THE ARIZONA CORPORATION COMMISSION

Wednesday, November 9, 2022

9:00 a.m.

Please note that in-person attendance for Open Meetings is now available, the capacity of Hearing Rooms is limited to 50 in Hearing Room 1 and 25 in Hearing Room 2. Virtual attendance and participation options remain in effect.

Hearing Room One
1200 W. Washington St.
Phoenix, AZ 85007

This shall serve as notice of an open meeting at the above location for consideration, discussion, and possible vote of the items on the agenda and other matters related thereto. Commissioners may attend the proceedings in person, or by telephone, video, or internet conferencing, and may use this open meeting to ask questions about the matters on the agenda. Because of the guidance issued by state and federal officials regarding the Covid-19 pandemic, the number of persons admitted to the hearing room will be limited to 50, to allow for appropriate social distancing. Admission will be allowed on a first-come basis. An overflow room with a capacity of 25 and facilities for watching the proceeding will be made available if the main hearing room reaches capacity. Parties to the matters to be discussed or their legal representatives may attend remotely or in person. The Commissioners may move to executive session, which will not be open to the public, for the purpose of legal advice pursuant to A.R.S. § 38-431.03 (A) (3) and (4) on the matters noticed herein.

In addition to attending in-person, the public will be able to participate by either watching and listening to the meeting online or listening to the meeting via telephone. For those not attending in-person and wishing to enter an appearance or provide public comment for a particular item, please use the dial in phone number. Once the item for which you are appearing or providing public comment is concluded, to assist with network bandwidth, please hang up and watch the live stream.

Each party and stakeholder interested in an Open Meeting agenda item will be permitted to appear in-person, by videoconference or telephone during the Commission's consideration of the item at Open Meeting. To participate by videoconference for an agenda item, a person must have an ACC Portal Account (create an account for free at https://efiling.azcc.gov/cases) and must, by no later

than one hour prior to the start of the meeting on the day of Open Meeting, complete the process on the ACC Portal to "Request to Speak at Open Meetings" for the item. A person who has completed the Request to Speak process for an agenda item will receive, prior to the start of the meeting on the day of Open Meeting, an email with a WebEx link and instructions to participate in the Open Meeting. Parties and stakeholders may also opt to participate via telephone, using the phone number and code to speak shown below.

Persons with a disability may request reasonable accommodations by contacting the Commission Secretary listed above at least 48 hours prior to the scheduled commencement of the Open Meeting.

Agendas are also available online at: azcc.gov/agendas

Dial-in Phone Number: *1-877-309-3457 Passcode: 801972877##*

Please note that the phone lines will be made available up to 30 minutes before the start of the meeting. Callers are encouraged to call in as early as possible to assist in facilitating and identifying each caller.

Members of the public may watch a livestream/broadcast of the meeting online at: http://www.azcc.gov/live *(Please note there is an approximate 30 second delay in the livestream and it is for listen-only. Individuals making public comment or representing a client on a pending matter must register/sign-on to speak using the telephone number above.)*

NOTE: The Commission may choose to take testimony under oath.

Pledge of Allegiance

Invocation/Reflection

Ceremonial Matters

CHAIRWOMAN'S PROPOSED CONSENT AGENDA

1. **PGH Advisors, LLC *et al.*** (S-21198A-22-0162) – Proposed Order to Cease and Desist, Order for Restitution, Order of Suspension, and Order for Administrative Penalties and Consent to Same by Respondents MaRico Tippett and Callie Tippett, PGH Advisors, LLC *et al.*

2. **ComNet (USA) LLC** (T-04185A-22-0096) – In the Matter of the Application of ComNet (USA) LLC for the Cancellation of its Certificate of Convenience & Necessity.

3. **UNS Gas, Inc.** (G-04204A-18-0066) – Motion to Modify a Date in Decision No. 77629 Pursuant to A.R.S. § 40-252, with Notice and Opportunity to be Heard.

4. **Truxton Canyon Water Company, Inc.** (W-02168A-21-0011) – Proposed Order Amending Decision No. 78576 Pursuant to A.R.S. § 40-252, with Notice and Opportunity to be Heard.

5. **Beaver Valley Water Company, Inc**. (W-02015A-19-0224) – Order Correction Decision No. 78549 *Nunc Pro Tunc*.

6. **Bermuda Water Company, Inc.** (W-01812A-18-0231) – Tax Reform Compliance Filing.

7. **Liberty Utilities (Black Mountain Sewer) Corp.** (SW-02361A-18-0209) – Compliance Filing.

8. **Cibola Mutual Water Company** (W-04106A-22-0111) – In the Matter of the Application of Cibola Mutual Water Company for Approval of a Rate Increase.

9. **Global Water - Santa Cruz Water Company, Inc., Global Water - Palo Verde Utilities Company, Inc., & Farmers Water Company** (W-20446A-22-0258, SW-20445A-22-0258, & W-01654A-22-0258) – Application for Approval of Reorganization Under A.C.C. R-14-2-803 Related to Global Water Resources, Inc.'s Acquisition of Farmers Water Co.

10. **EPCOR Water Arizona, Inc., San Tan Water & Wastewater Districts (Formerly Johnson Utilities LLC)** (WS-02987A-20-0025 & WS-01303A-20-0025) – Order Amending Decision No. 78546 *Nunc Pro Tunc*.

11. **EPCOR Water Arizona, Inc. (Formerly Johnson Utilities LLC)** (WS-02987A-07-0487) – In the Matter of EPCOR's Request to Amend Decision Nos. 70849 and 75032 to Extend Deadlines Pursuant to A.R.S. §40-252, with Notice and Opportunity to be Heard.

12. **EPCOR Water Arizona, Inc.** (WS-01303A-22-0125) – Application to Extend its Certificate of Convenience and Necessity for its Sonoran Water District and its Luke 303 Wastewater District.

13. **Mohave Electric Cooperative, Inc.** (E-01750A-22-0203) – Application for Approval of an Annual Net Meter Tariff/Avoided Cost Filing.

14. **Trico Electric Cooperative, Inc. & Tucson Electric Power Company** (E-01461A-22-0145 & E-01933A-22-0145) – In the Matter of the Joint Application of Trico Electric Cooperative, Inc. and Tucson Electric Power Company for an Order Approving a First Borderline Agreement.

15. **Trico Electric Cooperative, Inc. & Tucson Electric Power Company** (E-01461A-22-0146 & E-01933A-22-0146) – In the Matter of the Joint Application of Trico Electric Cooperative, Inc. and Tucson Electric Power Company for an Order Approving a Second Borderline Agreement.

16. **Sun Streams Expansion, LLC** (L-00000XX-22-0215-00205) – In the Matter of the Application of Sun Streams Expansion LLC, in Conformance with the Requirements of Arizona Revised Statues, Sections 40-360, et seq., for a Certificate of Environmental Compatibility Authorizing the Sun Steams Expansion Gen-Tie Project, a Double Circuit Transmission Line and Associated Interconnection Facilities within Maricopa County, Arizona. Commission approval of Legal Division Sample Order 1.

REGULAR AGENDA

17. **SunZia Transmission, LLC** (L-00000YY-15-0318-00171) – In the Matter of the Application of SunZia Transmission, LLC (SunZia) to Amend, Pursuant to A.R.S. § 40-252 with Notice and Opportunity to be Heard, Decision No. 75464, which Affirmed and Approved by a Majority Vote of the Commission a Certificate of Environmental Compatibility (CEC) Issued by the Arizona Power Plant and Transmission Line Siting Committee (Line Siting Committee) Authorizing the Construction of Two New 500kV Transmission Lines and Associated Facilities Originating at a New Substation in Lincoln County, New Mexico, and Terminating at the Pinal Central Substation in Pinal County, Arizona (CEC171), to (1) Authorize the Use of Updated Structure Designs and Additional Structure Types, (2) Allow for Separate Assignment and Future Ownership of Each Approved Transmission Line and its Associated Facilities, and (3) Extend the Expiration Date of the CEC for the SunZia Line from February 2026 to February 2028 (CEC171-A & CEC171-B); Commission Review of the Line Siting Committee's Decision to Issue CEC171-A & CEC171B on the Basis of the Record, Written Briefs, and Oral Argument and Decision Whether to Confirm, Deny, or Modify the Line Siting Committee's Decision Under A.R.S. § 40-360.07(B). COMMISSIONER DELIBERATION AND POSSIBLE VOTE: The record has closed. No additional public comment, oral argument, or testimony will be taken except as set forth below. The Commission may take appearances of the parties and ask the Chairman of the Line Siting Committee and parties to be available to answer questions from commissioners, which will be limited to questions related to amendments, exceptions, conditions, and process. Commissioners will deliberate and issue a decision pursuant to A.R.S. § 40-360.07(B). The Commission may vote to go into Executive Session for discussion and consultation with its attorneys in this matter pursuant to A.R.S. § 38- 431.03(A)(3) and (4), which will not be open to the public.

18. **Salt River Project Agricultural Improvement and Power District** (E-02217B-22-0208) – In the Matter of the Application of Salt River Project Agricultural Improvement and Power District for an Order Authorizing its Issuance of Revenue Bonds and Refunding Revenue Bonds.

19. **Citizens Telecommunications Company of the White Mountains d/b/a Frontier Communications of the White Mountains (Frontier Communications)** (T-03214A-21-0198) – Update from Legal Division and Discussion of Next Steps. The Commission may vote to go into executive session for discussion and consultation with its attorneys in these matters pursuant to A.R.S. Section 38-431.03(A) (3) and (4), which will not be open to the public.

20. **Citizens Telecommunications Company of the White Mountains d/b/a Frontier Communications of the White Mountains (Frontier Communications), *et al.*** (T-01954B-21-0334 *et al.*) – Order Administratively Closing Docket in the Matter of the Application of Citizens Telecommunications Company of the White Mountains, Inc. d/b/a Frontier Communications of the White Mountains (Frontier Communications), *et al*. to Classify and Regulate Retail Local Exchange Telecommunications Services as Competitive, and to Classify and Deregulate Certain Services as Non-Essential. The Commission may vote to go into

executive session for discussion and consultation with its attorneys in these matters pursuant to A.R.S. Section 38-431.03(A) (3) and (4), which will not be open to the public.

21. **Citizens Telecommunications Company of the White Mountains d/b/a Frontier Communications of the White Mountains (Frontier Communications), *et al.*** (T-03214A-17-0305) – Order Administratively Closing Docket in the Matter of the Application of Citizens Telecommunications Company of the White Mountains, Inc. d/b/a Frontier Communications of the White Mountains (Frontier Communications) for a Streamlined Review of Existing Rates. The Commission may vote to go into executive session for discussion and consultation with its attorneys in these matters pursuant to A.R.S. Section 38-431.03(A) (3) and (4), which will not be open to the public.

22. **Arizona Corporation Commission (Arizona Universal Service Fund, High Cost Fund)** (T-00000A-20-0336) – Commission Discussion, Consideration, and Possible Vote to Direct the Commission's Utilities Division (Staff) to Open a New Rulemaking Docket and Prepare and File for the Commission's Consideration at a Future Open Meeting a Recommendation and Draft Set of Proposed Rules, which Shall be Based on the Responses Staff Received to the Notice of Inquiry Staff Issued on March 4, 2022; Possible Direction to Staff to Enter a Conforming Order.

23. **EPCOR Water Arizona, Inc.** (W-01303A-22-0264) – In the Matter of the Application of EPCOR Water Arizona, Inc., an Arizona Corporation: (1) for Approval of its Proposed Standpipe Water Tariff; and (2) Establishment of a Certificate of Convenience and Necessity for Standpipe Water Service Only to the Rio Verde Foothills Community. Order Approving a Waiver of A.A.C. R14-402(B)(5)(e), (l), (r), (s), (t), (u), (w), (x), (z), (aa), (bb), (cc), (dd), (ee), and (gg). Opportunity for members of the public to provide brief comments.

24. **Arizona Water Company** (W-01445A-16-0443) – Request for Authority to Implement a System Improvement Benefits Surcharge.

25. **GCWC/Golden Corridor Water Company, Inc. & Arizona Water Company** (W-02497A-22-0010, W-01445A-22-0129 & W-02497A-22-0129) – In the Matter of the Application of GCWC/Golden Corridor Water Company, Inc. (Arizona Water Company as Interim Manager), for a Determination of the Fair Value of its Utility Plant and Property, and for Adjustments to its Rates and Charges for Utility Service and for Certain Related Approvals and the Sale of Golden Corridor Water Company's Assets to Arizona Water Company and the Approval of the Extension and Modification of Arizona Water Company's Certificate of Convenience and Necessity.

26. **Liberty Utilities (Litchfield Park Water and Sewer) Corp.** (SW-01428A-22-0160 & SW-01428A-22-0184) – Staff Update In the Matter of the Application of Liberty Utilities (Litchfield Park Water & Sewer) Corp. for an Extension of its existing Certificate of Convenience and Necessity.

27. **Federal Energy Regulatory Commission** ("FERC" Docket No. RP19-73-003) – Staff Update on Joint Participation Settlement Proposal to El Paso Natural Gas Company.

28. **Jeffrey Scott Peterson, *et al.*** (S-21111A-20-0202) – Commission Discussion, Consideration and Possible Vote Concerning Entering into a Settlement Agreement with Respondent Wilson Sonsini Goodrich & Rosati P.C. to Resolve the Case Against it, and to Authorize the Securities Division to Take Actions to Finalize the Settlement. The Commission may vote to go into executive session for discussion and consultation with its attorneys in these matters pursuant to A.R.S. Section 38-431.03(A) (3) and (4), which will not be open to the public.

29. **Tucson Electric Power Company (MP-EX)** (E-01933A-19-0028) – In the Matter of Tucson Electric Power Company's MP-EX Rider and Related Plan of Administration.

30. **Tucson Electric Power Company (Green Power Partners)** (E-01933A-22-0107) – Status Update on Tucson Electric Power Company's Progress in the Matter of the Commission's Request to Develop and Propose for Commission Review and Approval a Green Power Partners Program or Tariff.

31. **Tucson Electric Power Company (Economic Development Rider)** (E-01933A-15-0239) – Commission Discussion, Consideration, and Possible Vote to Direct Tucson Electric Power Company to Develop and Propose for Commission Review and Approval in a Separate Docket One or More Updates to its Economic Development Rider (Approved in Decision No. 75975); Possible Direction to Staff to Enter a Conforming Order.

32. **Tucson Electric Power Company (Special Contracts)** (E-01933A-19-0028) – Commission Discussion, Consideration, and Possible Vote to Direct Tucson Electric Power Company to Develop and Propose for Commission Review and Approval in a Separate Docket One or More Updates to its Rules and Regulations, Section 3.A.4 (Last Approved by the Commission in Decision No. 77856), which Authorizes the Company to Require at the Time of Establishing Service a "Written Contract with Special Guarantees from Applicants Whose Unusual Characteristics of Load or Location would Require Excessive Investment in Facilities or Whose Requirements for Service are of a Special Nature" (i.e., "Special Contracts"); Possible Direction to Staff to Enter a Conforming Order.

33. **Arizona Public Service Company (DDSR Aggregation Tariff)** (E-01345A-22-0143) – In the Matter of the Application of Arizona Public Service Company for Approval of a Distributed Demand-Side Resource Aggregation Tariff and Service Schedule.

34. **UNS Electric, Inc. (Transportation Electrification)** (E-00000A-21-0104) – In the Matter of the Application of UNS Electric, Inc. for a Ruling Relating to its 2023 Transportation Electrification Plan and Budget.

35. **Tucson Electric Power Company (Transportation Electrification)** (E-00000A-21-0104) – In the Matter of the Application of Tucson Electric Power Company for a Ruling Relating to its 2023 Transportation Electrification Plan and Budget.

36. **Arizona Public Service Company (Transportation Electrification)** (E-01345A-22-0067) – In the Matter of the Application of Arizona Public Service Company for a Ruling Related to its 2023 Transportation Electrification Plan and Budget.

37. **Arizona Public Service Company (Transportation Electrification)** (E-01345A-19-0236) – Application for Approval of New General Service Electric Vehicle Charging Rate Schedule for Electric Vehicle Charging during Off-Peak Hours that Align with Maximum System-Wide Solar Energy Production during the Day and Consumer and Employee Behavior during Normal Business Hours.

38. **Arizona Corporation Commission (Coal Impacted Communities)** (E-00000A-21-0010) – In the Matter of Impact of the Closures of Fossil-Based Generation Plant on Impacted Communities. Opportunity for members of the public to provide brief comments.

39. **Tucson Electric Power Company (DSM Implementation Plan)** (E-01933A-21-0182) – In the Matter of the Application of Tucson Electric Power Company for Approval of its 2022 Energy Efficiency Implementation Plans and for a Waiver Under A.A.C. R14-2-2419.

40. **Arizona Public Service Company (DSM Implementation Plan)** (E-01345A-21-0087) – In the Matter of the Application of Arizona Public Service Company for a Ruling Relating to its 2022 Demand-Side Management Implementation Plan.

41. **Arizona Public Service Company (REST Implementation Plan)** (E-01345A-22-0181) – In the Matter of the Application for Approval of 2023 Renewable Energy Standard Implementation Plan.

42. **Arizona Public Service Company (Interconnection Manual)** (E-01345A-20-0152) – In the Matter of the Application for Approval of Arizona Public Service Company's Distributed Generation Interconnection Manual.

43. **Arizona Corporation Commission (Community Solar)** (E-00000A-22-0103) – In the Matter of Establishing a Commission Policy for the Development and Integration of Competitive Community Solar and Community Energy Storage Projects in Arizona.

44. **Arizona Corporation Commission** – Commission Discussion, Consideration, and Recap of Items or Requests to be Included on the Next Regular Open Meeting Agenda; Opportunity for Commissioners to Request Specific Items be Included on the Next Regular Open Meeting.