



## ARIZONA CORPORATION COMMISSION

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COMMISSIONERS  
Chairman Robert "Bob" Burns  
Boyd Dunn  
Sandra D. Kennedy  
Justin Olson  
Lea Márquez Peterson

### NOTICE

#### OPEN MEETING OF THE ARIZONA CORPORATION COMMISSION

Tuesday, October 22, 2019  
1:30 p.m.

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. The parties to the matters to be discussed or their legal representatives are requested, though not required, to attend. 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) on the matters noticed herein.

Persons with a disability may request reasonable accommodations by contacting the Commission Secretary listed above.

*Agendas are also available online at: [azcc.gov/agendas](http://azcc.gov/agendas)*

**Dial-in Phone Number:** 1-800-689-9374 Passcode to Speak: 415962  
1-800-689-9374 Passcode to Listen Only: 415960

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

#### **Chairman's Proposed Consent Agenda**

1. **Internap Connectivity, LLC** ([T-21079A-19-0168](#)) – Approval of a Certificate of Convenience and Necessity to Provide Intrastate Telecommunications Services.
2. **Cactus-Stellar Limited** ([W-03655A-19-0060](#)) – Adjudication not a Public Service Corporation.



## ARIZONA CORPORATION COMMISSION

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3. **Payson Water Co., Inc.** ([W-03514A-18-0230](#)) – Staff’s Recommendations Regarding the Mesa Del Caballo Capital and Maintenance Expense Surcharge.
4. **Arizona Water Company** ([W-01445A-15-0277](#)) -For Authority to Implement a Step-1 Arsenic Cost Recovery Mechanism Surcharge for its Pinal Valley Service Area Well No. 13.

### **Regular Agenda**

5. **The Credit Engineers, Inc. et al.** ([S-21069A-18-0418](#)) – Order to Cease and Desist, Administrative Penalties and Consent to Same, Order to Dismiss Re: Bryn Kosack
6. **Theodore W. Fowler et al.** ([S-21076A-19-0100](#)) – Order to Cease and Desist, Restitution, Administrative Penalties and Consent to Same By: Theodore W. Fowler, Shana C. Fowler, and Whispering Creek Investments LLC.

***NOTE: Items No. 7 through 11 will be heard together***

7. **Union Pacific Railroad Company** ([RR-03639A-07-0517](#)) – Staff’s Response to [Union Pacific Railroad Company’s Motion](#) to Modify Decision No. [71065](#) and Proposed Order with Notice and Opportunity to be heard per A.R.S. §40-252.
8. **Union Pacific Railroad Company** ([RR-03639A-08-0618](#)) – Staff’s Response to [Union Pacific Railroad Company’s Motion](#) to Modify Decision No. [71159](#) and Proposed Order with Notice and Opportunity to be heard per A.R.S. §40-252.
9. **Union Pacific Railroad Company** ([RR-03639A-09-0430](#)) – Staff’s Response to [Union Pacific Railroad Company’s Motion](#) to Modify Decision No. [71487](#) and Proposed Order with Notice and Opportunity to be heard per A.R.S. §40-252.
10. **Union Pacific Railroad Company** ([RR-03639A-09-0393](#)) – Staff’s Response to [Union Pacific Railroad Company’s Motion](#) to Modify Decision No. [71489](#) and Proposed Order with Notice and Opportunity to be heard per A.R.S. §40-252.
11. **Union Pacific Railroad Company** ([RR-03639A-10-0208](#)) – Staff’s Response to [Union Pacific Railroad Company’s Motion](#) to Modify Decision No. [71904](#) and Proposed Order with Notice and Opportunity to be heard per A.R.S. §40-252.
12. **Chevelon Butte RE, LLC** ([L-21080A-19-0171-00182](#)) – Application for a Certificate of Environmental Compatibility Authorizing the Chevelon Butte Wing Gen-Tie Project, which



## ARIZONA CORPORATION COMMISSION

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includes the Construction of a New 345 KV Transmission Line and Associated Interconnection Facilities Originating in Coconino County and Interconnecting with the APS Preacher Canyon-Cholla 345KV Line in Navajo County, Arizona.

13. **Box 1 Inc. dba Lazy C Water Company** ([W-01536A-17-0302](#) and [W-01536A-17-0339](#)) – Request to Implement an Amended Financing Surcharge with Notice and Opportunity to be heard per A.R.S. §40-252.
14. **Sulphur Springs Valley Electric Cooperative, Inc.** ([E-01575A-12-0457](#)) – Extension of Time Request with Notice and Opportunity to be heard per A.R.S. §40-252.
15. **UNS Electric, Inc. & UNS Gas, Inc.** ([E-04204A-18-0317](#) and [G-04204A-18-0318](#)) – Joint Application for a Financing Order Authorizing Various Financing Transactions.
16. **Arizona Public Service Company** ([E-01345A-18-0003](#)) – Application to Implement Tax Expense Adjustor Mechanism.
17. **Arizona Public Service Company** ([E-01345A-18-0226](#)) – Application for the Approval of its 2019 Renewable Energy Standard Implementation Plan for Reset of Renewable Energy Adjustor.