

# **REVISED NOTICE**

## **OPEN MEETING OF THE ARIZONA CORPORATION COMMISSION**

**DATE: Wednesday, January 30, 2013  
Thursday, January 31, 2013**

**TIME: 10:00 a.m.**

**Arizona Corporation Commission  
Hearing Room One  
1200 West Washington Street, 1st Floor  
Phoenix, Arizona 85007**

**This shall serve as notice of an open meeting of the Arizona Corporation Commission at the above location for consideration, discussion, and possible vote of the items on the following agenda and other matters related thereto. Please be advised that the Commissioners may use this open meeting to ask questions about the matters on the agenda; therefore, 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.2, 3 and/or 4 on the matters noticed herein. The Commissioners may also move to executive session, which will not be open to the public, for other purposes specified in A.R.S. §§ 38-431.03, including discussions, consultations or considerations of Commission personnel and salary matters, on matters noticed herein.**

**The Arizona Corporation Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, as well as request this document in an alternative format, by contacting Shaylin A. Bernal, phone number (602) 542-3931, E-mail [sabernal@azcc.gov](mailto:sabernal@azcc.gov). Requests should be made as early as possible to allow time to arrange the accommodations.**

**JODI JERICH  
Executive Director**

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*Open Meeting to Commence With the Pledge of Allegiance*

*Note: The Commission will provide an opportunity for public comment on any item on this agenda, either in person at the Open Meeting or telephonically at the following bridge number: 1 (800) 689-9374, passcode 415962.*

*Note: The Chairman's Proposed Consent Agenda will be taken up at the beginning of the meeting. Any Commissioner may remove any item from this agenda before Commission action on this agenda. Any items so removed from this agenda will be transferred to the Regular Agenda, which will be taken up after the Commission has concluded action on the Chairman's Proposed Consent Agenda*

**Chairman's Proposed Consent Agenda**

1. Huel Cox, CRD# 1638341 (S-20862A-12-0428) - Proposed Order to Cease and Desist, Revocation, Restitution, Administrative Penalties and Consent to Same.
2. Andrew C. Menichino (S-20839A-12-0083) - Proposed Order to Cease and Desist, Restitution, Administrative Penalties and Consent to Same By: Respondents Andrew C. Menichino, Innovative Construction, Inc., and Atlantic Lexus, Ltd.
3. Joshua Trent (S-20857A-12-0411) - Proposed Order to Cease and Desist, Administrative Penalties and Consent to Same By: Respondents Joshua Trent, Derek Dahl, Tasha Trent Dahl, and Real Estate Monster, LLC.
4. Tri-Core Companies, LLC (S-20867A-12-0459) - Proposed Order to Cease and Desist, Restitution and Administrative Penalties Regarding Nicole Kordosky.
5. Tri-Core Companies, LLC (S-20867A-12-0459) - Proposed Order to Cease and Desist, Restitution and Administrative Penalties Regarding Pangaea Investment Group, LLC.
6. Tri-Core Companies, LLC (S-20867A-12-0459) - Proposed Order to Cease and Desist, Restitution and Administrative Penalties Regarding Tri-Core Mexico Land Development, LLC.
7. Burlington Northern Santa Fe Railway (RR-02635B-12-0251) – Application of the City of Phoenix to Close Seven Public Grade Crossings on 11<sup>th</sup> Avenue Between Apache Street and Grant Street.
8. Union Pacific Railroad (RR-03639A-12-0338) – Application to Abolish the Public At-Grade Crossing at Martin Road, in the Town of Sahuarita.
9. Union Pacific Railroad (RR-03639A-12-0433) – Application of the City of Chandler to Upgrade an Existing Crossing at Ocotillo Road.
10. XO Communications Services, Inc. (T-04302A-12-0456) – Application for a Limited Waiver of The Rules Governing Public Utility Holding Companies and Affiliated Interests.
11. Zayo Group, LLC, 360Networks (USA) Inc., Abovenet Communications, Inc. and Onvoy, Inc. (T-20783A-12-0463 Et Al) – Application for an Order Authorizing Certain Pro Forma Intra-Corporate Transactions.

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12. Level 3 Communications, LLC; Broadwing Communications, LLC; Wiltel Communications, LLC; and Global Crossing Telecommunications, Inc. (T-03654A-12-0487 Et Al) – Application for a Limited Waiver of the Public Utility Holding Companies and Affiliated Interest Rules (A.A.C. R14-2-801 ET SEQ.) or, in the Alternative, Approval of Guarantee Under A.A.C. R14-2-804; and for Authorization to Encumber and/or Mortgage Their Assets.
13. Bruce Milhizer DBA Telbruce Communications (T-03520A-12-0395) – Application for Approval to Cancel Their Certificate of Convenience and Necessity for Customer Owned Pay Telephone Services.
14. Transworld Network, Corp. (T-04246A-11-0368) – Application for Approval of a Certificate of Convenience and Necessity to Provide Facilities-Based Local Exchange Telecommunication Services.
15. Intrado Communications, Inc. (T-20750A-10-0289) - Application for Approval of a Certificate of Convenience and Necessity to Provide Facilities-Based Local Exchange Telecommunication Services.
16. GC Pivotal, LLC (T-20787A-11-0095) - Application for Approval of a Certificate of Convenience and Necessity to Provide Resold Intrastate Private Line Telecommunication Services.
17. American Fiber Systems, Inc. (T-03980A-12-0460) – Application for Approval to Cancel its Certificate of Convenience and Necessity.
18. Onvoy, Inc. dba Onvoy Voice Services (T-20842A-12-0116) - Application for Approval of a Certificate of Convenience and Necessity to Provide Resold and Facilities-Based Local Exchange, Resold and Facilities-Based Intralata and Intralata Private Line, and Switched Access Telecommunication Services.
19. Qwest Corporation dba CenturyLink QC, et al (T-01051B-12-0481 et al) – Application for Approval of a Waiver from Commission Rule A.A.C. R14-2-1115.C.3.
20. Virgin Mobile USA, L.P.’S Branded “Assurance Wireless Brought to you by Virgin Mobile” (T-20827A-11-0461) – Application for Designation as a Wireless Eligible Telecommunications Carrier (Low Income Only).
21. Q Link Wireless LLC (T-20824A-11-0446) – Application for Approval of a Certificate of Convenience and Necessity for Designation as an Eligible Telecommunications Carrier in the State of Arizona on a Wireless Basis (Low Income Only).
22. Tucson Electric Power Company (E-01933A-12-0308) – Application for Approval of a Customer Agreement with Pima County.
23. Tucson Electric Power Company (E-01933A-11-0269) – Extension of Time Deadline Contained in Decision No. 72736 and Deferring the Matter to Docket No. E-01933A-12-0296.
24. Mohave Electric Cooperative, Inc. (E-01750A-11-0136) – Application for Approval of its Bill Estimation Tariff.
25. Empirita Water Company, LLC (W-03948A-12-0181) – Compliance Filing per Decision No. 73559. Best Management Practices.

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**Regular Agenda**

26. Joseph Joseph Cosenza; U.S. Media Team, LLC, an Arizona Limited Liability Company; Thomas Brandon and Diane M. Brandon, Husband and Wife; Cell Wireless Corporation, A Nevada Corporation f/k/a U.S. Social Scene, a Nevada Corporation; and David Shorey and Mary Jane Shorey, husband and Wife (S-20763A-10-0430).
27. Avra Water Co-Op, Inc. (W-02126A-11-0480) – Application for a Determination of the Fair Value of its Utility Property and for an Increase in its Water Rates and Charges fir Utility Service.
28. Tucson Electric Power Company (E-01933A-12-0176) – Application for a Financing Order Authorizing Various Financing Transactions.
29. Arizona Public Service Company (E-01345A-11-0423) – Application for an Order or Orders Authorizing it to Issue, Incur, and Amend Evidences of Long-Term Indebtedness, Short-Term Indebtedness, and Other Long-Term Securities, To Manage Interest Rate Risk, To Execute New Security Instruments To Secure Any Such Indebtedness or Other Long-Term Securities, and for Declaratory Order Concerning Variable Interest Entities.
30. Arizona Public Service Company (E-01345A-11-0224) – Application to Modify its Power Supply Adjustment Mechanism Plan of Administration.
31. Arizona Public Service Company (E-01345A-12-0290) – Application for Approval of its 2013 Renewable Energy Standard Implementation for Reset of Renewable Energy Adjustor – Consideration of Proposal Set Forth in APS’s Letter Dated January 25, 2013.
32. Sabrosa Water Company (W-02111A-11-0272 et al) – Application for Approval of a Rate Increase, Financing and Financing for Deepening Zorrillo Well.
33. Arizona Water Company (W-01445A-08-0440) – Application for Authority to Implement a Step-1 (Pinewood/Rimrock) and Step-2 (Sedona) Arsenic Cost Recovery Mechanism in its Verde Valley System.
34. Watco, Inc. (W-20475A-12-0143) – Application for Approval of a Rate Increase.
35. Kohl’s Ranch Water Company (W-02886A-12-0190) – Application for Approval of a Rate Increase.
36. Albert L. Smith v. Beaver Valley Water Company, Inc. (W-02015A-11-0416) – Formal Complaint.
37. UNS Gas, Inc. (G-04204A-11-0149) – Application for Approval of its 2011-2012 Gas Energy Efficiency Implementation Plan.
38. Arizona Corporation Commission (RU-00000A-12-0270) - Rulemaking Concerning the Cooperative Utility Rate Cases
39. Arizona Corporation Commission (W-00000C-06-0149) - Policy Statement on Income Tax Expense for Tax Pass-Through Entities

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