

1

1 BEFORE THE ARIZONA POWER PLANT AND
2 TRANSMISSION LINE SITING COMMITTEE

4	IN THE MATTER OF THE)	DOCKET NO.
	APPLICATION OF SOLAR PEPPER)	L-21165A-21-0341-00196
5	POWER, LLC, IN CONFORMANCE)	
	WITH THE REQUIREMENTS OF)	LS CASE NO. 196
6	ARIZONA REVISED STATUTES)	
	40-360, ET. SEQ., FOR)	
7	CERTIFICATES OF ENVIRONMENTAL)	
	COMPATIBILITY AUTHORIZING THE)	
8	SERRANO SOLAR PROJECT GEN-TIE,)	
	WHICH INCLUDES THE)	
9	CONSTRUCTION OF A NEW DOUBLE-)	
	CIRCUIT TRANSMISSION LINE AND)	
10	ASSOCIATED FACILITIES)	
	ORIGINATING IN EITHER PIMA OR)	
11	PINAL COUNTY AND)	
	INTERCONNECTING AT THE)	
12	EXISTING APS SAGUARO FACILITY)	
	AND/OR THE EXISTING TEP)	
13	TORTOLITA SUBSTATION IN PINAL)	
	COUNTY, ARIZONA.)	PREFILING CONFERENCE
14)	

15 At: Phoenix, Arizona
16 Date: October 14, 2021
17 Filed: October 25, 2021

20 REPORTER'S TRANSCRIPT OF PROCEEDINGS

COASH & COASH, INC.
Court Reporting, Video & Videoconferencing
1802 N. 7th Street, Phoenix, AZ 85006
602-258-1440 Staff@coashandcoash.com

24 By: Kathryn A. Blackwelder, RPR
25 Certified Reporter
Certificate No. 50666

COASH & COASH, INC.
www.coashandcoash.com

602-258-1440
Phoenix, AZ

1	INDEX TO EXHIBITS			
2	NO.	DESCRIPTION	IDENTIFIED	MARKED
3	1	Overview Map	6	27
4	2	Draft Notice of Hearing	10	27
5	3	Sign Location Map	12	27
6	4	Sign Draft	--	27
7	5	Draft Notice of Hearing for Newspaper Publication	10	27
8				
9				
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				
20				
21				
22				
23				
24				
25				

1 BE IT REMEMBERED that the above-entitled and
2 numbered matter came on regularly to be heard before
3 the Arizona Power Plant and Transmission Line Siting
4 Committee in Phoenix, Arizona, commencing at 1:34 p.m.
5 on the 14th of October, 2021, with all participants
6 appearing via videoconference.

7

8

BEFORE: PAUL A. KATZ, Chairman

9

10 APPEARANCES:

11 For the Applicant:

12 Jennings, Strouss & Salmon, P.L.C.
13 Mr. Albert Acken
14 One East Washington Street, Suite 1900
15 Phoenix, Arizona 85004

16 Interested Parties:

17 Pinnacle West Capital Corporation
18 Law Department
19 By Ms. Linda Benally, Senior Attorney, Regulatory
20 400 North Fifth Street
21 Phoenix, Arizona 85004

22

Also Present:

23

Rebecca Kelly, Project Manager

24

Deron Lawrence, Director, Natural Resources

25

Kenda Polio, Environmental and Public Involvement
Consultant

26

Jason Spitzkoff, Arizona Public Service

27

Kevin Duncan, Arizona Public Service

28

COASH & COASH, INC.
www.coashandcoash.com

602-258-1440
Phoenix, AZ

1 CHMN. KATZ: My name is Paul Katz. I am the
2 newly appointed Chair of the Power Line Siting
3 Committee.

4 And Mr. Acken has had at least one matter, I
5 wouldn't say in front of me, we were on opposing sides,
6 but I think we got that matter resolved. But for those
7 of you who don't know me, and I won't be bragging about
8 myself very often, I've been practicing law for 45
9 years and I have been -- was a Superior Court judge for
10 just under 22.

11 So on the other hand, despite all that
12 experience, this is a relatively new experience for me.
13 I sat through one hearing, I conducted a hearing last
14 week, and I feel very comfortable. My biggest weakness
15 is not knowing all of the players. I'm starting to
16 know most of the folks from APS that generally make
17 presentations and their attorneys.

18 But this is a relatively new experience for
19 me, and my biggest problem is making sure I know the
20 names of all the Committee Members. Last hearing I
21 relied on a seating chart. But I did encourage, at the
22 end of that meeting -- we had 10 of us, six of us
23 present and four appearing remotely, and then we ended
24 up six appearing remotely. And I indicated to the
25 Committee that it would be nice to have everybody

1 present, because I don't want to be sitting in the
2 hearing room by myself with everybody appearing
3 virtually. That doesn't work well.

4 That all being said, I know that our court
5 reporter is present. And I would ask counsel to please
6 identify himself for the record and perhaps identify
7 the other people who are present here today and who
8 they are working with or for.

9 MR. ACKEN: Thank you, Chairman Katz, and
10 welcome. As we discussed briefly before we went on the
11 record, you will be an experienced Chairman with many,
12 many cases under your belt in short order. So
13 appreciate your service and stepping in at what's a
14 very busy time.

15 My name is Bert Acken. I'm with Jennings,
16 Strouss & Salmon. I represent the applicant in this
17 pending case, which is Solar Pepper Power, LLC, a
18 subsidiary of Longroad Energy, and the project is the
19 Serrano Gen-Tie Project.

20 With me here today you have Rebecca Kelly,
21 who is the project manager; Deron Lawrence is the
22 director of natural resources for Longroad; Kenda Polio
23 is our environmental and public outreach consultant.
24 And that's the Serrano team, if you will. Also present
25 is Jason Spitzkoff and Kevin Duncan of APS. This

1 project -- we are filing one application, but we are
2 seeking two CECs, because a small portion of one of the
3 lines, and perhaps two of the lines, will be owned and
4 operated by APS as the project enters the Saguaro
5 facility. And I see that APS counsel Pinnacle West --
6 from Pinnacle West, Linda Benally, has joined us as
7 well.

8 CHMN. KATZ: And she has the misfortune of
9 already getting to know me, at least vaguely. So
10 welcome, Linda.

11 Go ahead, Counsel.

12 MR. ACKEN: So with that, Mr. Chairman,
13 that's an overview of who we are. I thought you might
14 want to get a little bit of an overview of the project
15 itself. And so for that, I would ask Ms. Kelly to
16 provide a 30,000-foot view of the gen-tie project for
17 which we are seeking a CEC, and I am going to try and
18 share my screen while she does that.

19 CHMN. KATZ: And that's fine. I just am
20 looking at that Exhibit 1. I'm assuming that's the map
21 you'll be referring to?

22 MR. ACKEN: Yes. This would be Prefiled
23 Exhibit 1. Would you prefer that I not share, if
24 everyone has copies? What is your preference,
25 Chairman?

1 CHMN. KATZ: I think it might be nice to have
2 it posted just so we know exactly what we're talking
3 about.

4 And I just -- before we have Rebecca
5 explaining things to us, I do see the green Longroad
6 project transmission corridor running from the gen-tie
7 substation up to the APS Saguaro facility, but I wasn't
8 sure -- where is the solar plant? Is it within that
9 yellow box where the gen-tie -- where the substation
10 siting area or --

11 MS. KELLY: Yeah, hi there. I am Rebecca
12 Kelly. I can respond to this. As Bert mentioned --

13 CHMN. KATZ: Okay. Go ahead. I just wanted
14 to make sure I understood the map.

15 MS. KELLY: Sure.

16 CHMN. KATZ: And the one thing I couldn't
17 necessarily find was the CEC-2, unless that's that very
18 small purple deal up on the north end there, N4 and N5.
19 But anyway, I'll let you explain.

20 MS. KELLY: Yeah. Yeah, that's correct. So
21 the solar and battery storage facility will be located
22 in the general vicinity where that yellow box is that
23 is denoting the gen-tie substation siting area. The
24 actual footprint of the solar generator will be larger
25 than that yellow box, but it will include that yellow

1 box. That is the location of the proposed project that
2 we are developing. It is in -- on the county line of
3 Pima and Pinal Counties, and we're working with the
4 local jurisdictions on those projects. It's sited on
5 private land.

6 We will build a project step-up substation in
7 that siting area, so that will step up the power to
8 transmission voltage. And then we'll route the power
9 along the green corridor there up to the Saguaro
10 substation. And you are correct when you pointed out
11 that it looks like the APS segment, the CEC-2, is
12 rather small. It's that purple segment of the line.
13 So that's CEC-2. And then the green is the CEC-1 that
14 will be built and owned and operated by Longroad.
15 There is an extension to the Tortolita substation that
16 would be part of the Longroad approval, CEC-1.

17 And so an important feature of this project
18 is that it is proposed to be a double-circuit line, so
19 have two sets of conductors, one on either side of the
20 poles. One will run at 230 kV; that will go to the APS
21 Saguaro station. And then the second set of conductors
22 is expected to be at a lower voltage and may extend to
23 the Tortolita substation.

24 I'd say that may be my 30,000-foot summary.
25 Any questions?

1 CHMN. KATZ: No. I think I understand.

2 Briefly, I have a few things, though, that,
3 before we get into any greater detail, I want to make
4 sure of. I did receive a draft notice of hearing,
5 correct, and I've taken a look at it. What initially
6 surprised me, but now I understand it, I thought this
7 whole thing was in Pinal County, until I saw we were
8 right on the boundary. And that's why we're staying in
9 a little nicer location in Tucson, correct?

10 You're muted.

11 MS. KELLY: Bert, you're on mute.

12 MR. ACKEN: I double-clicked it. I do that
13 sometimes.

14 So, yes. Because the substation for which we
15 are seeking siting approval is potentially located in
16 Pima County, as well as Pinal, that's why you see the
17 references to Pima County and why we felt comfortable
18 proposing a location in Pima County for the hearing.

19 I will say, and Ms. Polio can speak to this
20 in more detail to the extent that you're interested,
21 finding hearing venues in Pinal that were available and
22 could meet the needs of the Committee was a challenge.
23 And so the location that we have is, I think, just as
24 close as any of those, if not closer, and we believe it
25 will be an excellent venue for this hearing.

1 CHMN. KATZ: And next week I have the
2 pleasure of being in Pinal County, but it will be in
3 Casa Grande, or Casa Grande, depending on what language
4 you speak.

5 But anyway, I did receive a copy, I think it
6 might be your revised Exhibit 5, of the anticipated
7 publication. I'm assuming nothing has been published,
8 obviously, as of yet, because the application hasn't
9 been filed.

10 MR. ACKEN: That is correct. I'm going to
11 pull up this exhibit now. So this we marked as
12 Prefiled -- I think this is revised -- maybe revised
13 Exhibit 5 or original 5. But in any event, this is
14 what the -- this is a draft of what the newspaper
15 publication would look like. It tracks the language in
16 the draft notice of hearing, which we've marked for
17 identification as Prefiled Exhibit 2.

18 A couple things to note before I forget. We
19 had set -- we need guidance, and obviously your
20 determination, on when to do public comment, do we
21 do -- on that first day do we do public comment at
22 5:30, do we do it at 6:00, to make sure that our notice
23 that we give you is accurate. And I'm happy to go
24 through some more of these details, but I don't want to
25 get ahead of you.

1 CHMN. KATZ: Yeah. What we're going to do
2 for sure is to start at 1:00 and go until 4:30 or 5:00,
3 depending on when we take our respective breaks.
4 Public will be able to address us at 5:30. And
5 hopefully it won't be such a large crowd that we have
6 to continue it to another day. We then we'll be in
7 hearing from 9:00 a.m. until about 5:00 p.m. until we
8 are through with our hearing.

9 MR. ACKEN: One thing to note on this. We
10 are proposing to start the hearing -- and frankly,
11 given hotel availability and schedules, we need to
12 start on the Tuesday at 1:00. You know, we have a
13 holiday weekend before that, and so we were concerned
14 about travel schedules, starting something right on
15 Monday, if people were still going to be in other
16 locations. And so we have proposed that this hearing
17 start on Tuesday. We have the venue for Wednesday and
18 Thursday as needed. I expect that Wednesday will be
19 needed, but to the extent Thursday is needed we have
20 that as well.

21 CHMN. KATZ: Okay. Well, that's fine. Then
22 we would start at 1:00 p.m. on Tuesday. And the date
23 of that Tuesday, is that the -- is that the 30th,
24 November 30th?

25 MR. ACKEN: Yes, Your Honor. My apologies

1 for speaking over you. November 30th would be the
2 start date, continuing the 1st and 2nd as needed.

3 CHMN. KATZ: Right. And I hope you'll
4 surprise me, just like the last group did, that we
5 finished about 2:30 on Tuesday, but I don't want you to
6 feel rushed. We have whatever time we reasonably need
7 to take in all the evidence.

8 And I did look at the map, which I think was
9 your Exhibit Number 3, that shows the sign postings,
10 and I'm comfortable. I just want to make sure that
11 those signs are being posted in locations where people
12 can safely stop and look at them and won't be going 50
13 or 60 miles per hour, zooming by, and not being able to
14 safely stop.

15 MR. ACKEN: Yeah, that was our concern about
16 putting signs on the highway first, was whether you
17 could even do it and what would be the benefit from it.

18 Ms. Polio, do you want to take a quick minute
19 and kind of explain the thought and the specifics of
20 the sign placement locations?

21 MS. POLIO: Yes, I can. Thank you. Sorry
22 about that. Yes, we do have three sign locations, and
23 that was absolutely our concern. Because of the
24 setback on the highway, the highway is really
25 inefficient with the speed limits. So what we wanted

1 to do is go ahead and put them in other locations where
2 we think there would be people and they would be safe.

3 So the first sign location is on Pinal
4 Airpark Road, where you see Sign Number 1. This allows
5 travelers on that road close to the substation siting
6 area, and they can easily pull off and read the sign.
7 We also have ones, again, at the other two "N" points,
8 Sign Number 2 and Sign Number 3, again, one near the --
9 both near existing substations. So we felt like those
10 would be safer and better for viewing.

11 CHMN. KATZ: Okay. And the one thing I want
12 to make sure of is that notices are also placed in
13 social media. Are there plans being made or have plans
14 already been made to take care of that?

15 MR. ACKEN: So on social media -- we are not
16 proposing a social media outreach campaign for this,
17 and let me briefly explain why. First of all, you look
18 at this map, this is Figure 3 which shows the signs,
19 you see State Land is by far the most predominant
20 holder of land in the area. We did send postcards to,
21 I think, every landowner within a mile or two -- and
22 again, Ms. Polio can check my math -- and that adds up
23 to about --

24 AUTOMATED VOICE: Linda Benally joined the
25 meeting.

1 CHMN. KATZ: Hello again, Linda.

2 Go ahead, Counsel.

3 MR. ACKEN: So we're talking about a rural
4 area with very few landowners, and so we have conducted
5 direct outreach to them through postcards rather than
6 attempting a social media campaign.

7 The other issue is that, unlike the
8 load-serving entities in Arizona, Longroad doesn't have
9 that existing infrastructure in place to put together a
10 social media campaign. And I understand from
11 Ms. Polio, who has done those, you have -- the goal is
12 to be targeted in your outreach, and we feel like we've
13 accomplished that through the direct mailings.

14 CHMN. KATZ: Okay. Anybody have any concerns
15 about that particular decision?

16 (No response.)

17 CHMN. KATZ: Hearing silence.

18 Who are the affected jurisdictions? I know
19 we have Pima and Pinal County, but are there any
20 municipalities that have to be notified pursuant to
21 A.R.S. 360.04?

22 MR. ACKEN: Chairman Katz, in our position,
23 no. The town of Marana is south of this area, but we
24 don't actually cross incorporated areas of Marana with
25 either the substation location or the gen-tie. So our

1 position would be that the affected jurisdictions are
2 Pima, Pinal. And then as a courtesy we always include
3 State Land as well, even though they're not really a
4 jurisdiction, but provide notice to them in the same
5 manner.

6 CHMN. KATZ: Okay. And you've notified the
7 Corporation Commission or filed notices with them that
8 you have, in fact, notified both Pima and Pinal County?

9 MR. ACKEN: I'm sorry. I missed that part.

10 CHMN. KATZ: Oh, under the statute, the
11 applicant must prepare and file the notice to affected
12 jurisdictions with the Corporation Commission.

13 MR. ACKEN: Yes, we will do that. And
14 typically, in the past, the Chairman has delegated to
15 the applicant to actually provide said notice. Is that
16 still your practice? We can do that as well.

17 CHMN. KATZ: That would be fine. I would
18 appreciate that.

19 And we know where the evidentiary hearing is
20 at the stated hotel in Tucson, correct?

21 MR. ACKEN: That is correct, the Embassy
22 Suites Paloma Village in Tucson.

23 CHMN. KATZ: And we have our dates. We're
24 going to actually begin on November 30th to likely
25 December 2nd?

1 MR. ACKEN: Yes.

2 CHMN. KATZ: And I'm assuming you've made
3 arrangements with the hotel for potential lodging by
4 the Committee Members, and obviously I will be staying
5 at the hotel. I'm not going to be commuting back and
6 forth for an hour and a half or two hours.

7 And I'm assuming that you're not
8 contemplating a tour, but I could be wrong in that
9 regard.

10 MR. ACKEN: We are not proposing a tour. We
11 think that the virtual tour and the materials we
12 present will do a more than adequate, robust job of
13 describing this project. The tour would be
14 problematic. I mean, obviously you have the COVID
15 consideration still, but it's all along the 10. And so
16 you can't stop on a highway. You're going to be
17 driving 65 miles per hour down the road. So this
18 project doesn't really lend itself to a tour, so it is
19 our preference and recommendation not to hold an
20 in-person tour, but rather manage it through a virtual
21 one.

22 CHMN. KATZ: And for this I think that that
23 makes perfect sense. There isn't that much to look at.
24 We're not affecting residential neighborhoods or
25 traffic, so I think that a flyover or virtual tour

1 would be more appropriate.

2 And I don't know -- I'm going to minimize
3 this if I can figure it out and not cut you guys all
4 off. I just want to see what my calendar permits, but
5 we need to set a prehearing conference that is less
6 than 10 days prior to our evidentiary hearing. So let
7 me take a quick look here. Hopefully I won't lose you.
8 Just give me a second.

9 MR. BREWER: Mr. Chairman, it looks like that
10 would be the week of November 22nd.

11 CHMN. KATZ: Right.

12 MR. BREWER: It probably would be the best on
13 the 22nd or the 23rd.

14 CHMN. KATZ: I agree. We don't want to go
15 the 24th or the 26th. We've got Thanksgiving on the
16 25th. But we could do it on the 22nd or 23rd,
17 whichever works for the majority of you.

18 MR. ACKEN: Chairman, my preference would be
19 the 23rd. Looking at our own internal prep, with the
20 expectation that we would be filing exhibits
21 concurrently with that prehearing or the day before, if
22 we had the 22nd to finalize that would be my preference
23 and then have the prehearing on the 23rd.

24 CHMN. KATZ: Okay. Tod, what times do we
25 have available? I could do it any time on the 23rd.

1 MR. BREWER: We can do it at 1:30.

2 CHMN. KATZ: Does that work for everyone?

3 MS. BENALLY: Mr. Chairman, this is Linda
4 Benally. Am I coming through?

5 CHMN. KATZ: Yes, you are.

6 MS. BENALLY: Thank you. I apologize. I'm
7 having technical difficulties. I've been popping in
8 and out and had difficulty getting on, so I apologize
9 to Your Honor and all of those on the call.

10 That date and time works fine for APS. Thank
11 you.

12 CHMN. KATZ: Okay. And "Your Honor," you
13 both have made that mistake. I'm an ex-man when it
14 comes to Your Honor. Now I'm just Mr. Chairman or
15 Paul. But anyway, let's go ahead.

16 There aren't any related litigation matters
17 or disputes, correct?

18 MR. ACKEN: That's correct. We aren't
19 anticipating intervention. It seems straightforward
20 with the support of the affected jurisdictions and the
21 landowners at issue, so we are hopeful and expecting it
22 to be straightforward.

23 CHMN. KATZ: Okay. And I know that we don't
24 yet have our procedural order prepared. I'll get that
25 prepared and we'll get it out to you folks.

1 And did you forward to us or not the draft
2 CECs or not, the draft conditions? I don't need it
3 yet.

4 MR. ACKEN: Not at this time.

5 CHMN. KATZ: Okay.

6 MR. SPITZKOFF: Chairman.

7 CHMN. KATZ: Yes.

8 MR. SPITZKOFF: I just want to clarify.
9 Mr. Acken said that they're not anticipating any
10 interventions, but I believe APS intends to intervene,
11 just as a matter of course, for the second CEC that
12 will end up with us.

13 CHMN. KATZ: Ms. Benally, I'm assuming that
14 that's correct?

15 MS. BENALLY: Mr. Chairman, that is correct.
16 APS does plan on intervening to protect its interests,
17 as we are going to be the CEC holder at some point.

18 CHMN. KATZ: And are you anticipating the
19 need to call any witnesses, or are you just going to be
20 there for purposes of examination -- or,
21 cross-examination?

22 MS. BENALLY: Mr. Chairman, at this point,
23 APS does not plan on calling any witnesses; however,
24 APS does reserve the right to call potentially two
25 witnesses, a line siting consultant, as well as our

1 manager over line siting.

2 CHMN. KATZ: Okay. You'll make sure that
3 even if they are tentative witnesses, that there will
4 be witness statements and disclosures timely made?

5 MS. BENALLY: That is correct, Mr. Chairman,
6 we will file witness summaries.

7 CHMN. KATZ: Thank you.

8 Have there been any public comments that were
9 received by either APS or by the applicant?

10 MR. ACKEN: To my knowledge, no. I'm going
11 to ask Ms. Polio and Ms. Kelly, who have handled a lot
12 of the outreach, if they have anything to add.
13 Certainly there's been discussions, outreach -- direct
14 outreach and meetings. As far as public comments, I'm
15 not aware of any.

16 MS. POLIO: This is Kenda Polio. There have
17 not been any that have come through, either verbally
18 that have come through us or on the website. We did
19 check that this morning. We have a website that you
20 can leave public comment on. We have not received any
21 public comment or questions on that website.

22 CHMN. KATZ: Well, I'm glad to hear that,
23 because in next week's hearing we have our connection
24 with a solar facility, again, gen-tie lines to be
25 installed, and we have a lot of comments being made by

1 residents that don't want a solar farm or a battery
2 storage unit in their neighborhood. And I'm going to
3 cut to the quick at the beginning of the hearing to say
4 that public comments are strictly limited to the
5 gen-tie line and substation and have nothing whatsoever
6 to do with solar. But anyway, I'm not expecting,
7 because of this location, that we'll have those issues.

8 MR. ACKEN: Well, and Your Honor -- there I
9 go again. Chairman Katz, I've sited a number of
10 projects, and I better be careful how far I go here,
11 but I will say not all applicants are the same and not
12 all projects are the same. And so good siting leads to
13 fewer public comments.

14 CHMN. KATZ: Sounds good. Are there any --
15 have all of the federal, state, county, city, or
16 town -- and it really is just federal, state, or
17 county -- permits been obtained or are in the process
18 of being obtained?

19 MR. ACKEN: I would say in the process both
20 for the Pima and Pinal County entitlements and State
21 Land right-of-way. I think those are the big three.
22 We don't have federal lands, so we don't have anything
23 that we have to do there.

24 CHMN. KATZ: We have no NEPA requirements?

25 MR. ACKEN: Correct.

1 CHMN. KATZ: And just so you all know, I do,
2 as another job, represent the Arizona State Land
3 Department, but I've been totally removed from
4 reviewing or participating in any discussions regarding
5 solar rights-of-way or leases or anything that might
6 potentially come before the Committee. I handle other
7 projects for them, but there's been the Chinese Wall
8 erected and I won't be participating in any solar lease
9 decisions or sales of state trust land for solar or
10 wind-related purposes.

11 And I'm assuming that we will have adequate
12 and powerful WiFi available at the hotel facilities and
13 laptop access, etc.?

14 MR. ACKEN: Yes, absolutely. And if you want
15 to go into more detail, Ms. Polio has been on point to
16 coordinate on the AV front and is using an experienced
17 team that will be able to facilitate both the
18 in-person, and to the extent Committee Members want to
19 appear virtually, we will have that capability for them
20 and the public as well.

21 CHMN. KATZ: And I would expect that we'll
22 perhaps have a few of the Committee Members
23 participating virtually, the fewer the better. But I
24 don't know whether or not you intend to present the
25 Committee Members and myself with iPads, tablets, or

1 other digital media.

2 I can tell you that I'm old-fashioned. I am
3 very computer literate and I'm happy to use an iPad to
4 look at exhibits, but I also like a hard copy of the
5 exhibits, and Tod usually is very good at putting a
6 notebook together for me. We did take a poll at our
7 last hearing, and I was asked by Ms. Benally whether or
8 not we should be preparing 25 copies of all the
9 exhibits for everybody in the world. And all of the
10 Committee Members said they're happy to just get
11 electronic copies of the exhibits. But I'd like both
12 an electronic copy, as well as a hard copy in case I
13 need to do some fine artistic work. Any concerns or
14 issues?

15 MR. ACKEN: No. We will have iPads for those
16 who want them, and obviously we still have the
17 obligation to print off 25 copies whether people want
18 them or not. So we will have both.

19 One question that did raise in my mind is
20 making sure we have your office location for service.
21 So we are planning to file Tuesday, and as you know,
22 with publication requirements, we have a small window
23 of time to get all this right. And so I wanted to make
24 sure that we had -- which office you were in, had the
25 right address, make sure it goes to Tod, if that's

1 whose attention it should go to, and just get your
2 thoughts on that.

3 CHMN. KATZ: It's fine to get it to Tod. Tod
4 and I are on different floors, but we're in the Cap
5 Center at 15 South 15th Avenue. If there's going to be
6 hand delivery or service, it can come right to that
7 location. If anything is ever to be mailed to my
8 attention or Tod's attention, it has to be mailed to
9 the 2005 North Central Avenue address, because that's
10 where the mail is received and then gets distributed to
11 us.

12 MR. ACKEN: Okay. I would expect -- well,
13 certainly with the application it will be hand
14 delivered, and I would think for most of yours we will
15 be hand delivering since your office is so close to the
16 Commission and we still have hand delivery obligations
17 there as well.

18 CHMN. KATZ: Tod, would you prefer that they
19 deliver them to you wherever possible or to me?
20 Doesn't matter.

21 MR. BREWER: They can come to me,
22 Mr. Chairman.

23 CHMN. KATZ: Thank you kindly.

24 And with respect to the court reporter, I'm
25 assuming that we'll have final transcripts. Well, do

1 you want final transcripts of this hearing or just to
2 be posted?

3 MR. ACKEN: Whatever is typically done.
4 There's nothing -- I guess usually your procedural
5 order, if it tracks Chairman Chenal's, will have an
6 obligation to post it on our website once it's
7 available. So whatever is standard and works for
8 Kathryn.

9 CHMN. KATZ: Yeah, we will want it posted.
10 If Kathryn has any issues, she can contact you directly
11 or she can feel free at any time to contact me.

12 Is there anything else that we need to be
13 aware of or that I can be of assistance to any of you
14 with?

15 MR. ACKEN: I just wanted to highlight the
16 publication schedule. So we're going to publish both
17 in Pima and Pinal, given the nature of the project.
18 We're going to go in The Daily Territorial for Pima and
19 the Casa Grande Dispatch for Pinal. And again, that
20 was in the notice of hearing in the draft. The issue
21 that always concerns me is one of timing and logistics.
22 We will file this on Tuesday. If we can get a filed
23 notice of hearing from you no later than Thursday, we
24 can meet publication time frames, but I always like to
25 highlight that just to make sure you understand kind of

1 the time frame that we're working on with respect to
2 publication.

3 CHMN. KATZ: And we're talking about next
4 week?

5 MR. ACKEN: Correct.

6 CHMN. KATZ: Okay. Because I will be in that
7 hearing. I will have a laptop with me, and hopefully I
8 can figure out how to get them signed and back to Tod.

9 Make sense, Tod?

10 MR. BREWER: Yes, Mr. Chairman.

11 CHMN. KATZ: Thank you.

12 Anything else?

13 What I ought to do is -- I have my electronic
14 signature. I might have a stamp so you can stamp it
15 for me. We won't tell anybody that I didn't use real
16 ink on it either way.

17 Anything further from anyone?

18 MR. ACKEN: I'm looking at my list.

19 MS. BENALLY: Mr. Chairman.

20 CHMN. KATZ: Yes, Ms. Benally.

21 MS. BENALLY: Thank you. I was just going to
22 comment that APS doesn't have any further questions or
23 comments at this point. Thank you.

24 CHMN. KATZ: Thank you.

25 And we'll get that procedural order out, and

1 I'll try to coordinate with Tod getting that notice of
2 hearing finalized and signed.

3 MR. ACKEN: Thank you.

4 CHMN. KATZ: Okay. Anyway, everybody have a
5 nice rest of the afternoon. If there are any reasons
6 for us to get together before our prehearing
7 conference, we can probably make arrangements to do
8 that. Everybody stay healthy and well, and I look
9 forward to seeing you next month. We do stand in
10 recess.

11 (Prefiling Exhibits 1 through 5 were marked.)

12 (The prefiling conference concluded at
13 2:08 p.m.)

14

15

16

17

18

19

20

21

22

23

24

25

1 STATE OF ARIZONA)
2 COUNTY OF MARICOPA)
3

4 BE IT KNOWN that the foregoing proceedings
5 were taken before me; that the foregoing pages are a
6 full, true, and accurate record of the proceedings all
7 done to the best of my skill and ability; that the
8 proceedings were taken down by me in shorthand and
9 thereafter reduced to print under my direction.

10 I CERTIFY that I am in no way related to any
11 of the parties hereto nor am I in any way interested in
12 the outcome hereof.

13 I CERTIFY that I have complied with the
14 ethical obligations set forth in ACJA 7-206(F)(3) and
15 ACJA 7-206 J(1)(g)(1) and (2). Dated at Phoenix,
16 Arizona, this 18th day of October, 2021.


17
18
19
20
21
22
23
24
25



KATHRYN A. BLACKWELDER
Certified Reporter
Certificate No. 50666

17 I CERTIFY that Coash & Coash, Inc., has
18 complied with the ethical obligations set forth in ACJA
19 7-206(J)(1)(g)(1) through (6).

20
21
22
23
24
25



COASH & COASH, INC.
Registered Reporting Firm
Arizona RRF No. R1036