1						
2		BEFORE THE A	RIZONA P	OWER P	LANT	
3	A	ND TRANSMISSION	LINE SI	TING C	OMMITTE	Ξ
4						
5	APPLICANT:	ENERGY SERVICES	)		ET NO. S	
6		ENERGI SERVICES	)	LS C	ASE NO.	TBA
7		TAIN GENERATING	)	PREF	ILING CO	ONFERENCE
8	STATION EX.	PANSION PROJECT	)			
9			)			
10	At: P	hoenix, Arizona				
11	Date: Fo	ebruary 28, 2024	4			
12						
13						
14						
15		REPORTER'S TRANS			FEDINGO	
16			L throug		FEDINGS	
17		(Pages .	L LIIFOUG	11 20)		
18						
19						
20						
21						
22	Clannia Dan	orting Services				
23	1555 East 0	rangewood Avenue	-	repare	d by:	
24	Phoenix, Ar.				rnell, 1 Certif:	
25		-reporting.com			r No. 5	
	6	GLENNIE REPOR 02.266.6535				g.com

1		INDEX TO EXHIBITS	
2			
3	NUMBER	DESCRIPTION	ADMITTED
4	Exhibit 1	Project vicinity map	
5 6	Exhibit 2	Rendering of the proposed facilitie next to the existing facility	S
7	Exhibit 3	Proposed notice of hearing sign location map	
8 9	Exhibit 4	Proposed notice of hearing for the disclaimer application	
10	Exhibit 5	Substance of the notice of hearing sign	
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			
		GLENNIE REPORTING SERVICES, L.L.C.	

1	BE IT REMEMBERED that the above-entitled and
2	numbered matter came on regularly to be heard before the
3	Arizona Power Plant and Transmission Line Siting
4	Committee, commencing at 3:00 p.m. on February 28, 2024,
5	with all participants appearing via videoconference.
6	
7	BEFORE: ADAM STAFFORD, Chairman
8	
9	APPEARANCES:
10	For the Applicant:
11	MEGHAN H. GRABEL Osborn Maledon
12	2929 North Central 21st Floor
13	Phoenix, Arizona 85012
14	
15	
16	ALSO PRESENT:
17	Megan Hill, UniSource In-House Regulatory Attorney Clark Bryner, Manager, Transmission Line Siting
18	Adriana Marinez, Project Manager, Transmission Line Siting
19	Teresa Bravo, Government Relations Representative Tod Brewer, Assistant to Chairman Stafford
20	
21	
22	
23	
24	
25	
	GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

1 CHMN. STAFFORD: Let's go on the record. 2 We've got some feedback there. Now is the time set for the prefiling 3 conference for UniSource Energy Services Black Mountain 4 Generating Station Expansion Project. I'll start with 5 6 taking appearances. Ms. Grabel? 7 8 MS. GRABEL: Thank you, Mr. Chairman. Meghan Grabel from Osborn Maledon for the applicant 9 10 UniSource Electric. 11 With me is UniSource's in-house counsel 12 Megan Hill, as well as the project managers for the project Clark Bryner and Adriana Marinez, and also Teresa 13 14 Bravo with the company. 15 CHMN. STAFFORD: Thank you. 16 All right. You have five exhibits for the 17 prefiling conference; correct? 18 MS. GRABEL: Correct. 19 CHMN. STAFFORD: Okay. Now, have you 20 identified any possible intervenors for this? MS. GRABEL: Well, until we file I think the 21 22 application it is going to be hard to know if anyone will 23 be intervening on behalf -- I mean, for -- to address the 24 legal argument, so I really don't know at this time. CHMN. STAFFORD: Okay. So we got the five 25 GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

1	exhibits. Do you want to talk us through those and we'll
2	get those admitted?
3	MS. GRABEL: Yep. Sure.
4	So Prefiling Exhibit Number 1 is what we're
5	calling the project vicinity map, which shows in a
6	triangle the Black Mountain the existing Black Mountain
7	site where the four expansion units will be located in
8	relation to the I-40 and the much larger Griffith power
9	plant, which is located just off of the highway. That's
10	Exhibit Number 1.
11	Exhibit Number 2 is actually a rendering of
12	the proposed facilities next to the existing facility. So
13	that's Exhibit 2.
14	Exhibit 3 is the proposed notice sign
14	Exhibit 3 is the proposed notice sign
14 15	Exhibit 3 is the proposed notice sign location map. So we we propose to locate them one
14 15 16	Exhibit 3 is the proposed notice sign location map. So we we propose to locate them one right at the project site and then three at kind of more
14 15 16 17	Exhibit 3 is the proposed notice sign location map. So we we propose to locate them one right at the project site and then three at kind of more heavily trafficked areas along the I-40 where people are
14 15 16 17 18	Exhibit 3 is the proposed notice sign location map. So we we propose to locate them one right at the project site and then three at kind of more heavily trafficked areas along the I-40 where people are likely to see the notice of hearing signs.
14 15 16 17 18 19	Exhibit 3 is the proposed notice sign location map. So we we propose to locate them one right at the project site and then three at kind of more heavily trafficked areas along the I-40 where people are likely to see the notice of hearing signs. And then Exhibit 4 is a proposed notice of
14 15 16 17 18 19 20	Exhibit 3 is the proposed notice sign location map. So we we propose to locate them one right at the project site and then three at kind of more heavily trafficked areas along the I-40 where people are likely to see the notice of hearing signs. And then Exhibit 4 is a proposed notice of hearing for the disclaimer application. Which I I have
14 15 16 17 18 19 20 21	Exhibit 3 is the proposed notice sign location map. So we we propose to locate them one right at the project site and then three at kind of more heavily trafficked areas along the I-40 where people are likely to see the notice of hearing signs. And then Exhibit 4 is a proposed notice of hearing for the disclaimer application. Which I I have taken the liberty of changing since this is a different
14 15 16 17 18 19 20 21 22	Exhibit 3 is the proposed notice sign location map. So we we propose to locate them one right at the project site and then three at kind of more heavily trafficked areas along the I-40 where people are likely to see the notice of hearing signs. And then Exhibit 4 is a proposed notice of hearing for the disclaimer application. Which I I have taken the liberty of changing since this is a different process than typical CEC applications, so I want to make
14 15 16 17 18 19 20 21 22 23	Exhibit 3 is the proposed notice sign location map. So we we propose to locate them one right at the project site and then three at kind of more heavily trafficked areas along the I-40 where people are likely to see the notice of hearing signs. And then Exhibit 4 is a proposed notice of hearing for the disclaimer application. Which I I have taken the liberty of changing since this is a different process than typical CEC applications, so I want to make sure you're comfortable with that. And at the appropriate

GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

CHMN. STAFFORD: All right. 1 2 MS. GRABEL: Oh, and then, I'm sorry, we did send along an Exhibit 5 as well, which is the substance of 3 the notice of hearing sign, which has a couple of blanks 4 pending; obviously the docket number and the time set for 5 6 the hearing. CHMN. STAFFORD: Okay. All right. 7 8 Prehearing -- Prefiling Exhibits 1 through 5 are admitted. 9 Now, you're going to email us a Word copy of the proposed -- the draft notice of hearing? 10 11 MS. GRABEL: Yes. Certainly. 12 CHMN. STAFFORD: All right. While we're talking about that I have a couple -- couple probably 13 14 adjustments to make, of course, beyond just setting the 15 time and the -- The project website, gonna need to have 16 that. 17 Does the project website exist yet? 18 MS. GRABEL: Yes. We do have the URL for it. It's not up and running yet, but it will be by the 19 time we actually file. 20 CHMN. STAFFORD: Okay. So we need to get 21 22 that from you. 23 I'm thinking the hearing will start at 24 10:00 a.m. 25 MS. GRABEL: Okay. GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

CHMN. STAFFORD: And I'll have to be -- redo 1 2 the agenda. I may need to tweak the procedural order for this as well. 3 And then -- So the publication, which paper 4 is the notice going to be published in? 5 MS. GRABEL: So that's what I wanted to chat 6 with you about. So there are two local papers that we 7 8 think probably are appropriate to use here. One is the Daily Miner which serves the Kingman area, which is the 9 closest area in relation to the project. It's about 10 11 18 miles away I think. That only runs once a week, and 12 I've had just a really nightmare experience in the past where a local paper that runs once a week didn't publish 13 14 on time and we missed our compliance deadline. And so we 15 would have to actually to provide the notice of hearing to 16 the paper on the day we file. So we want to publish there 17 because we think it's the best location. And if you can docket the notice of hearing the same day we actually 18 file, we might be able to get our compliance filing done 19 20 with the Kingman one. 21 But in any case, what we think we're going 22 to do is run it in Kingman no matter what, but then also 23 run it in the Lake Havasu paper, which publishes daily. 24 And we can therefore certainly have that satisfy our compliance responsibilities. But it's a little bit 25 GLENNIE REPORTING SERVICES, L.L.C.

602.266.6535 www.glennie-reporting.com

1	further away and doesn't notice the right area. So we
2	figure either way we've got our bases covered. We will be
3	noticing the residents in Kingman, as well as getting the
4	compliance filing or compliance notice requirement by
5	publishing it in Havasu.
6	CHMN. STAFFORD: But they are both
7	MS. GRABEL: So that would make
8	CHMN. STAFFORD: But they are both in Mohave
9	County; right?
10	MS. GRABEL: Yeah, they are both in Mohave
11	County. Yes.
12	CHMN. STAFFORD: That should suffice then.
13	MS. GRABEL: Okay, great.
14	CHMN. STAFFORD: Okay. And then so what
15	would be the so the publication Okay. So we're
16	looking at Well, hang on. I'll get to that in a
17	second. Okay.
18	The affected jurisdictions.
19	MS. GRABEL: We think there are probably
20	four. So one is Mohave County. And then also the cities
21	of Kingman, Bullhead City, and Lake Havasu City, because
22	they are closest in relation to the project.
23	CHMN. STAFFORD: You said Mohave County,
24	Kingman, Lake Havasu, and Bullhead City?
25	MS. GRABEL: Bullhead City.
	GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

That's the one that's 18 miles away, I'm 1 2 sorry. Kingman is about ten miles away. CHMN. STAFFORD: Okay, yeah. Okay. 3 So you just file it. The Commission will send them out; right? 4 5 MS. GRABEL: Correct. 6 CHMN. STAFFORD: Okay. All right. So the hearing will be -- and it will be limited to scope of the 7 8 waiver -- the request for waiver of jurisdiction. We will start at 10:00 a.m. We'll take --9 The way I envision it working, we would start, you know, 10 11 we take the roll, rule on any interventions if there are 12 any, hear the arguments, and then take comment from the public. I don't envision doing a 5:30 p.m. public comment 13 14 on the -- you know, a legal argument about this. So I --15 I still allow public comment, but I don't think we're --16 we're not going to need a separate 5:30 time frame for 17 that. 18 So to the extent that you have that on any of the notices you can scrub it. I think it's on the --19 20 Yeah --21 MS. GRABEL: Okay. 22 CHMN. STAFFORD: -- on Exhibit 5. So it 23 will be just -- I quess we'll notice it from the start time at 10:00. We won't have a published end time. 24 It will just be we start at 10:00 and we'll go until we 25 GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

finish. Which should be --1 2 MS. GRABEL: Okay. CHMN. STAFFORD: Which should be before 5:00 3 4 on -- on that day. 5 Now, you probably need to arrange lodging for some -- some of the out-of-town Committee members. 6 They will probably want to come up -- Because this is a --7 8 We're doing it on a Wednesday; right? 9 MS. GRABEL: I think that's right, yes. 10 CHMN. STAFFORD: The 24th, April 24th. 11 Yeah, since it starts at 10:00 instead of 1:00 o'clock in 12 the afternoon they will probably want to come up that 13 Tuesday. 14 So you will need to arrange for that and let 15 Tod know where they need to plan on staying. 16 MS. GRABEL: Okay. 17 CHMN. STAFFORD: And so the -- we've got 18 the -- The file date is going to be March 8th; correct? 19 MS. GRABEL: Correct. 20 CHMN. STAFFORD: Okay. And so the 21 publication deadline will be March 23rd. The prehearing 22 conference will be April 16th. And then we'll have the --23 the hearing on April 24th. 24 So you already -- You emailed the copies to 25 all the members; right? GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

MS. GRABEL: Emailed copies of the 1 2 application? CHMN. STAFFORD: 3 Yeah. MS. GRABEL: I have not done that yet; we 4 haven't filed it. But we will provide copies to all of 5 the members. 6 CHMN. STAFFORD: Does that -- does that --7 8 Do you guys send it or does the Commission send it out? MS. GRABEL: We file them all with the 9 Commission and the Commission sends them out. We still 10 11 have to do the 25 copies. 12 CHMN. STAFFORD: Right. But do -- do you usually email them like a courtesy copy or do they have to 13 14 wait for the hard copy in the mail, the certified mail the 15 Commission sends? 16 MS. GRABEL: We don't. But I'm happy to 17 email the application to Tod and have Tod disperse it to the Committee members if that would be easier. 18 19 CHMN. STAFFORD: Does that work, Tod? 20 MR. BREWER: Yeah, Mr. Chairman. I can do 21 that. 22 MS. GRABEL: I can do it directly, I just 23 don't have all of their email addresses. And I'm not sure 24 if it's appropriate for me to be reaching out. CHMN. STAFFORD: Yeah, I think -- I think it 25 GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

1 would be better to send it through Tod. 2 MS. GRABEL: Okay. CHMN. STAFFORD: Okay. All right. And I'll 3 draft the procedural order. 4 5 Sorry about that. 6 We'll need to make some -- some probably --There is probably some stuff that's not going to be 7 8 relevant for this in the procedural order. And the agenda 9 will have to be changed because it's not going to proceed as a -- because it's going to be on just the request for 10 11 disclaimer, not the actual CEC itself. 12 And I quess you won't need to -- you won't need to provide a draft CEC either since -- because we're 13 just looking at the -- at the request. 14 15 Like I say, we'll do -- we'll do -- we'll do 16 public comment. It will be on the agenda, but it will be 17 that time, there won't be a separate 5:30 time. 18 Now, what's the permit status on the 19 project? 20 MS. GRABEL: Meaning do we have any permits 21 required? 22 Clark, do you want to answer that question? 23 CHMN. STAFFORD: I'm sure you do, but I'm 24 just -- is there a -- I think you have to get a -- You probably have to change your air permit, won't you, for 25 GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

1 the county? 2 MR. BRYNER: Yeah, we've got to -- we've got to update our air permit and our aquifer protection 3 permit. And those are in the works. 4 5 CHMN. STAFFORD: Okav. MS. GRABEL: Mr. Chairman, although we 6 aren't going to have a CEC application, would you like us 7 8 to propose a draft form of order? 9 CHMN. STAFFORD: Yeah, that -- that would work. You could -- you could do that instead. Because 10 11 like -- I think what they did last time -- It was 12 pretty -- pretty short. I think it was -- That was the 216, or was it 214? Was it Sawtooth? I'm trying to 13 14 remember. But it was like a -- two poles plus what was 15 ever inside the substations. But they just -- The order 16 just said on a vote of, was it five to three, the 17 Committee did not disclaim jurisdiction, and that was the 18 end of it. THE COURT REPORTER: I'm sorry, the 19 Committee did what? Did not what? 20 21 CHMN. STAFFORD: Denied. They did not --22 they denied or did not grant the -- that request for 23 disclaimer of jurisdiction for that other case. 24 But, yeah, that was a pretty -- pretty bare-bones order. If you want to submit something, yeah, 25 GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

1 I think that would be appropriate. 2 MS. GRABEL: Okay. CHMN. STAFFORD: And I don't think we're 3 planning on seeing any public officials come to make 4 public comment for the legal argument. 5 MS. GRABEL: I don't think so, but --6 CHMN. STAFFORD: All right. Okay. And you 7 had the amount of filing fee was -- okay, what -- This is 8 9 a plant, so it's going to be more than the typical thousand dollars we see; right? 10 11 MS. GRABEL: It is. It's \$5,000. 12 CHMN. STAFFORD: Okay. Now, the 13 Commission's obligated by statute to pay the cost of 14 reporting and transcribing any application hearing, as 15 well as the actual necessary expenses incurred by the 16 Committee members in the -- connection with the 17 participation in the meetings from the filing fee, but 18 costs and fees exceeding the amount can, with the applicant's consent, be incurred by the Committee and 19 20 charged to the applicant. 21 Does the applicant consent to pay the 22 Commission those costs in excess of the filing fees? 23 MS. GRABEL: Yes, Mr. Chairman, we do. 24 CHMN. STAFFORD: Thank you. You won't hit the ceiling as fast with this 25 GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

one with the higher filing, but that will get you -- That 1 2 actually should cover the one day of hearing. 3 MS. GRABEL: Hopefully. CHMN. STAFFORD: All right. 4 MS. GRABEL: Mr. Chairman, with respect to 5 lodging, do you just want Tuesday night or would you like 6 Tuesday and Wednesday night for Committee members? 7 I'm 8 not sure how far they have to travel. CHMN. STAFFORD: Yeah, I think the furthest 9 one is going to be -- I think they are in Tucson, aren't 10 11 they? Is Green -- is Green Valley further south than 12 Tucson? 13 I think it is, yes. MS. GRABEL: 14 CHMN. STAFFORD: Okay. I think that's 15 where -- I think that's where Kryder is at. So I think 16 that's the furthest distance. 17 MS. GRABEL: Okay. 18 CHMN. STAFFORD: Member Little comes from Flagstaff, but she may just attend remotely. She -- she 19 20 has in the past when we have had things at the Commission 21 itself. So we'll see. 22 But, yeah, it's probably just safe to make 23 it for that Tuesday and -- the Tuesday before and the day 24 of. And if they don't -- if they don't use them, they can just head -- if we get -- if we wrap it up early enough 25 GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

they should be able to just drive home after that. 1 2 I would anticipate they wouldn't need to 3 stay a second night, but --4 MS. GRABEL: Would it be possible for Tod perhaps to poll the committee members and see who wants a 5 6 hotel room and how many nights? Because then we can just make specific reservations, because it's a little 7 8 different than typical CEC hearings. 9 CHMN. STAFFORD: Is that doable, Tod? 10 MR. BREWER: Yeah, I can do that. Excuse 11 me. 12 MS. GRABEL: Thank you so much. 13 MR. BREWER: As soon as it gets filed I will 14 reach out to them and -- when I send them a copy of the 15 application and ask who would actually be staying the 16 night. I would think they would probably want to stay the 17 night before and the night of if you are starting at 10:00 o'clock in the morning. 18 CHMN. STAFFORD: Yeah. So it'll probably --19 it will probably be the two, but if they come back and 20 21 say, no, as long as we wrap by, say, 2:00 o'clock they -they wouldn't need to stay a second night. But I assume 22 23 that we wouldn't go that -- go past 2:00 o'clock, but you 24 never know. We've all been surprised by these before. 25 MS. GRABEL: And are you anticipating, GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

Mr. Chairman, that we will provide lunch as we typically 1 2 do? It's a little bit different since it's at the 3 Commission. CHMN. STAFFORD: Yeah, I think -- I think 4 I think what we can have them do is they can just 5 not. get lunch on their own and submit -- send it to the 6 Commission for reimbursement. 7 8 MS. GRABEL: Okay. That sounds good. 9 CHMN. STAFFORD: Just trying to, you know, 10 arrange some kind of catering deal at the Commission 11 itself, I think that's probably -- probably a little more 12 difficult. 13 MS. GRABEL: A little awkward. 14 CHMN. STAFFORD: Okay. Also then in your 15 draft notice of hearing you note that no evidence will be 16 taken. Don't you think you might need at least one 17 witness for a factual description of what the project is? 18 Just to get --19 MS. GRABEL: We'll have a description of the 20 project in the disclaimer application. Do you think we'll 21 need someone to testify that that's actually what's going 22 to happen? 23 CHMN. STAFFORD: That's -- that's my 24 thought. Had you -- how had you -- I think it's -- it will be different depending on whether it's just the 25 GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

applicant there or if someone does intervene. Because if 1 2 it's -- I'm trying to think this through how -- how that 3 would work. Typically I think, you know, you'd have 4 to -- even though it's in the application, you still -- in 5 a regular CEC hearing you have still got to put a witness 6 on the stand to testify to those facts. 7 8 MS. GRABEL: I mean, I quess -- I quess the 9 way I envisioned it was we are going to say, does the -does the Committee disclaim jurisdiction on any project 10 11 where each independent unit has a nameplate capacity of 12 less than 100 megawatts? And so it's almost -- I mean, I think any hypothetical fact situation could fit that fact 13 14 pattern. 15 CHMN. STAFFORD: Right. All right. Well, I 16 think -- I'm just trying to think. 17 Do we need an affidavit or just -- we 18 just -- just for purposes of the -- of the request deem what's filed in the application as fact and then rule on 19 20 it based on that presupposition? 21 MS. GRABEL: I mean, I'll do whatever you're 22 comfortable with. If you want an affidavit from one of 23 the potential witnesses, we're okay with that. 24 CHMN. STAFFORD: Okay. Yeah, I think -- I think we can hold off -- We don't have to decide that 25 GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

today I don't think, but I think what I will do is take 1 2 out the language in the notice of hearing that no evidence will be taken --3 MS. GRABEL: Okay. 4 CHMN. STAFFORD: -- in case we do decide to 5 6 take evidence. Because that -- I'm just trying to envision like different ways this could go if, you know, 7 8 potentially -- I don't want to be hamstrung if there's a 9 factual dispute, you know, to get to the merits of your 10 argument. 11 MS. HILL: May I -- I'm sorry, Mr. Chairman 12 and Meghan. May I ask, instead of just taking out that no 13 evidence will be taken, could it be a statement that 14 limits the evidence to be taken to be that which is relevant to the disclaimer of jurisdiction? 15 16 CHMN. STAFFORD: Well, yes. I mean, 17 that's -- that's -- The notice is going to say it's the 18 hearing on the disclaimer. And then, likewise, public 19 comment will be limited to that issue. We're not going to take -- I'm not going to entertain public comment about 20 21 the plant or a tie line because that's not what we're here to discuss and decide. It's about the -- it's about the 22 23 request for the waiver of jurisdiction and that's the 24 scope of it. So any -- any evidence will be -- have to be relevant to that. It would have to be -- I'm not -- And 25 GLENNIE REPORTING SERVICES, L.L.C.

602.266.6535 www.glennie-reporting.com

1	assuming there is an intervenor, I'm not going to allow
2	and we had and you put a witness on to establish the
3	facts of the application for the purposes of the oral
4	the legal argument, we're not I'm not going to allow
5	extensive cross-examination about the merits of the plant
6	or how they came to decide why this is what any of
7	that. That's really all not relevant to the issue that
8	we're the disclaimer that we're there to discuss.
9	MS. GRABEL: I agree with that entirely.
10	CHMN. STAFFORD: Okay. All right. And
11	then Let's see. And then like you had on the draft
12	it says add Megan Hill. Can you send us the can you
13	just put her address and contact information?
14	MS. GRABEL: I'll have her in there. Sorry
15	about that.
16	CHMN. STAFFORD: All right. And then the
17	other thing I was going to change on the notice of
18	hearing, I wasn't going to call it an appeal, I would say
19	it allow them to request a review of the Committee's
20	decision request a review of the Committee's decision
21	by the Commission. So that's instead of calling it an
22	appeal, because someone might see that and get confused
23	about that it's going to the court or something.
24	MS. GRABEL: Sure. That's no problem.
25	I mean, that was intended to encompass both
	GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

the Commission and any subsequent court proceeding that 1 2 may ensue. Hopefully it doesn't get to that stage, but I think the same language would work. 3 CHMN. STAFFORD: Okay. All right. 4 And then -- Now, the way you envision the -- the hearing is 5 going to be exclusively on the disclaimer request. If the 6 Committee grants it, then they would submit that to the 7 8 Commission and then they would -- they have -- they'd have 9 to make the final up-or-down decision on that. 10 If the Committee denies it, then instead of 11 proceeding to hearing on the application, you want to 12 request review of the Committee's decision. 13 Now, are you going to -- I just want to make 14 it clear that you are going to -- that the applicant's going to waive their right to proceed under the statute 15 16 40-360-08(B) and that the 180-day period in the 360.04 is 17 tolled pending the Commission review. 18 MS. GRABEL: Yes, Mr. Chairman. We've 19 actually spelled that out in the application. What I would envision if you deny our disclaimer request, is I 20 21 will subsequently in that same proceeding move to continue 22 it and waive our ability to build under the statute that 23 you just cited --24 CHMN. STAFFORD: Okay. MS. GRABEL: -- pending a review of the 25 GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

1 Committee's decision.

2 CHMN. STAFFORD: Okay. MS. GRABEL: And then, as we discussed, if 3 it all goes south for us from there, we'll just withdraw 4 this entire application, refile with a more robust CEC 5 6 application. CHMN. STAFFORD: Okay. One that will be 7 8 ready to go to hearing; correct? 9 MS. GRABEL: Correct. 10 CHMN. STAFFORD: All right. Okay. And so 11 then -- All right. Well, I think that -- I think that's 12 everything I have. Is there anything else that we need to 13 address? 14 MS. GRABEL: The only thing I think we 15 missed was that we do intend to place the application in a 16 couple of libraries, the ACC, on the project website, and 17 the offices of Mohave County. And I did spell that out in 18 the notice of hearing document. 19 CHMN. STAFFORD: Right. 20 MS. GRABEL: Okay. 21 CHMN. STAFFORD: Oh, and then there was one 22 other thing. Oh, yes. What are you -- is going to be 23 your Exhibit A to the notice of hearing? 24 MS. GRABEL: Probably the rendering of the 25 actual generation site. Or we can do both. We have an GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

### LSC CASE NO. TBA PREFILING CONFERENCE Brief Temporary Caption 02/28/2024 23

1	A-1 and an A-2, which is actually how they are
2	denominated. Which is the vicinity map as well as the
3	rendering of the generation site.
4	CHMN. STAFFORD: Okay. So that's going to
5	be You're talking about Prehearing 1?
6	MS. GRABEL: Prehearing 1 and Prehearing 2.
7	That might get kind of muddy to publish.
8	Clark, actually I'd be interested in your
9	thoughts on that given the newspaper publication
10	requirement. Is there one over the other that you would
11	prefer?
12	MR. BRYNER: I I would say probably the
13	vicinity, the one that's broader. It gives people a sense
14	of where it's at. Otherwise, it's just an area in the
15	middle of nowhere.
16	CHMN. STAFFORD: Okay. So the A-1?
17	MS. GRABEL: Correct.
18	MR. BRYNER: A-1.
19	CHMN. STAFFORD: Yeah, that So it will
20	just be that one, then, as opposed to both A-1 and A-2?
21	MS. GRABEL: Probably easier for a newspaper
22	requirement.
23	CHMN. STAFFORD: Yeah. All right. Yeah,
24	just pick one.
25	Okay. So you're looking to do Prehearing 1
	GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

for Exhibit A for the notice of hearing. Okay. 1 2 All right. That was the last thing I had. Tod, is there anything else we're going to 3 4 need? MR. BREWER: No, Mr. Chairman. I believe 5 6 that's it. Thank you. CHMN. STAFFORD: Okay. And then -- so you 7 8 will -- you will -- Meghan, you'll get with Tod about the 9 lodging. And then I guess Tod is going to let you know if they are -- how many members are planning on staying for 10 11 one or two nights. 12 MS. GRABEL: Yeah. That would be great. 13 I also -- I should have mentioned we are 14 going to push this out on social media, too, just to make 15 sure we get that coverage as well. 16 CHMN. STAFFORD: Okay. Wow, so you are 17 pushing things on social media now. Good. 18 MS. GRABEL: We live; we learn. 19 CHMN. STAFFORD: All right. Is that --20 Anything else, Tod? 21 Thank you, Mr. Chairman. MR. BREWER: No. 22 CHMN. STAFFORD: All right. Well, thank you 23 very much. I look forward to seeing your filing and I 24 will see you on April -- Well, I'll talk to you at the prehearing conference then. 25

> GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com

1	MS. GRABEL: All right, great. Thank you,
2	Mr. Chairman.
3	CHMN. STAFFORD: Okay. Have a good
4	afternoon. Thanks.
5	MS. GRABEL: Thank you.
6	CHMN. STAFFORD: Let's go off the record.
7	(At 3:25 p.m. the proceedings ended.)
8	
9	
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
	GLENNIE REPORTING SERVICES, L.L.C.

602.266.6535 www.glennie-reporting.com

1	STATE OF ARIZONA )
2	) ss. County of yavapai )
3	BE IT KNOWN that the foregoing proceedings are a
4	full, true, and accurate record of the proceedings, all done to the best of my skill and ability; that the
5	proceedings were transcribed and reduced to print under my direction.
6	I CERTIFY that I am in no way related to, nor
7	employed by any of the parties hereto, and have no interest in the outcome thereof.
8	I CERTIFY that I have complied with the ethical $CERTIFY$ that I have complied with the ethical
9	obligations set forth in ACJA 7-206(F)(3) and ACJA $7-206(J)(1)(g)(1)$ and (2).
10	Dated at Prescott, Arizona, this 3rd day of March, 2024.
11	2024.
12	
13	gue Maineel
14	JILL MARNELL
15	Certified Reporter #50021 Registered Professional Reporter
16	* * * * * *
17	I CERTIFY that GLENNIE REPORTING SERVICES, LLC, has
18	complied with the find the find the sthematic strength of the
19	
20	
21	JISa J. Dennie
22	GLENNIE REPORTING SERVICES, LLC
23	Registered Reporting Firm Arizona RRF No. R1035
24	
25	
	GLENNIE REPORTING SERVICES, L.L.C. 602.266.6535 www.glennie-reporting.com