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Commissioner, Sandra D. Kennedy

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MEMORANDUM

Arizona Corporation Commission

DOCKETED

FEB 26 2019

DOCKETED BY

TO: Docket Control

FROM: Sandra D. Kennedy
Commissioner

DATE: February 26, 2019

RE: IN THE MATTER OF THE COMMISSION'S INQUIRY/INVESTIGATION INTO THE CAMPAIGN EXPENDITURES AND POLITICAL PARTICIPATION OF ARIZONA PUBLIC SERVICE COMPANY AND ITS AFFILIATES, SUBSIDIARIES AND PINNACLE WEST CAPITOL CORPORATION IN THE ELECTION PERIODS OF 2012, 2014 AND 2016. (DOCKET NO. E-01345A-19-0005)

Today, I am directing Matt Neubert, Executive Director of the Arizona Corporation Commission to prepare subpoenas to Arizona Public Service and Pinnacle West Capital Corporation seeking the information listed below. I also am offering the opportunity to any of my fellow Commissioners to sign on to the subpoenas.

Pursuant to the requirements of A.R.S. §40-204 (a) and (B), A.R.S. §40-241, and Article 15, Section 4 of the Arizona Constitution, please provide the following:

Documents

- 1) Please provide the FERC Form 1 filed by APS for each of the following years: 2013, 2014, 2015, 2016, 2017 and 2018.
- 2) Please provide the SEC IOK filed by Pinnacle West for each of the following years: 2013, 2014, 2015, 2016, 2017 and 2018.
- 3) Please provide Pinnacle West's annual report to shareholders for each of the following years: 2013, 2014, 2015, 2016, 2017 and 2018.
- 4) Please provide transcripts of Pinnacle West's quarterly earnings calls for: 2013, 2014, 2015, 2016, 2017 and 2018.
- 5) Please provide all agreements, contracts, internal policy memoranda, or other documents

of any kind that describe the arrangements governing Pinnacle West's use of APS's name or brand.

- 6) Please provide all agreements, contracts, internal policy memoranda, or other documents of any kind that describe the arrangements governing Pinnacle West's expenditures or donations of funds for any purpose under APS's name or brand.
- 7) Please provide all agreements, contracts, internal policy memoranda, or other documents of any kind that describe the arrangements governing the APS Foundation's expenditures or donations of funds for any purpose under APS's name or brand.
- 8) Please provide an organizational chart illustrating the officers, directors and managers for APS.
- 9) Please provide an organizational chart illustrating the officers, directors and managers for Pinnacle West.

For 2013, 2014, 2015, 2016, 2017 and 2018, please provide written responses to the following:

- 1) For each calendar year, please list each political contribution made by APS. Please indicate to whom the contribution was made, the amount of the contribution, the date, and the purpose.
- 2) For each calendar year, please list each expenditure made by APS for lobbying purposes. Please indicate to whom the payment was made, the amount of the payment, the date, and the purpose.
- 3) For each calendar year, please list each marketing/advertising expenditure made by APS. Please indicate the nature of the expenditure, the amount, the date, and the purpose.
- 4) Please provide a list of all expenditures to 501(c)(3) and 501(c)(4) organizations made by APS in each calendar year. Please indicate to whom the expenditure was made, the amount of the expenditure, and what the expenditure was for.

Affiliated Interests-Please provide written responses to the following:

- 1) Please provide a list of all donations for political purposes made by Pinnacle West in 2013, 2014, 2015, 2016, 2017, and 2018. Please indicate to whom the donation was made, the amount of the donation, and what the donation was for. Please indicate which, if any, were made under APS's name or brand.
- 2) Please provide a list of all expenditures to 501(c)(3) organizations made by Pinnacle West in 2013, 2014, 2015, 2016, 2017, and 2018. Please indicate to whom the expenditure was made, the amount of the expenditure, and what the expenditure was for. Please indicate which, if any, were made under APS's name or brand.

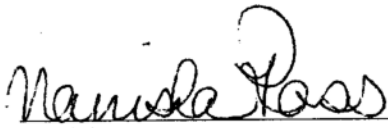
- 3) Please provide a list of all expenditures to 501(c)(4) organizations made by Pinnacle West in 2013, 2014, 2015, 2016, 2017, and 2018. Please indicate to whom the expenditure was made, the amount of the expenditure, and what the expenditure was for. Please indicate which, if any, were made under APS's name or brand.
- 4) Please list each marketing/advertising expenditure made by Pinnacle West in 2013, 2014, 2015, 2016, 2017, and 2018. Please indicate the nature of the expenditure, the amount, the date, and the purpose.
- 5) Please describe any foundations or other entities (formed for charitable or other philanthropic purposes) that are related to APS and/or Pinnacle West. Please describe how these entities are funded. Please describe the arrangements governing the Foundation's use of APS's name or brand.

On this 26th day of February, 2019, the foregoing document was filed with Docket Control as a Correspondence from Commissioner, and copies of the foregoing were mailed on behalf of Sandra D. Kennedy, Commissioner – A.C.C. to the following who have not consented to email service. On this date or as soon as possible thereafter, the Commission's eDocket program will automatically email a link to the foregoing to the following who have consented to email service.

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