

PINNACLE WEST CAPITAL CORP

FORM 8-K (Current report filing)

Filed 11/18/09 for the Period Ending 11/17/09

Address	400 NORTH FIFTH STREET MS8695 PHOENIX, AZ 85004
Telephone	602 250 1000
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Sector	Utilities
Fiscal Year	12/31

**UNITED STATES
SECURITIES AND EXCHANGE COMMISSION
Washington, D.C. 20549**

FORM 8-K

**CURRENT REPORT
Pursuant to Section 13 or 15(d) of the
Securities Exchange Act of 1934**

Date of Report (Date of earliest event reported): November 17, 2009

<u>Commission File Number</u>	<u>Exact Name of Registrant as Specified in Charter; State of Incorporation; Address and Telephone Number</u>	<u>IRS Employer Identification Number</u>
1-8962	Pinnacle West Capital Corporation (an Arizona corporation) 400 North Fifth Street, P.O. Box 53999 Phoenix, AZ 85072-3999 (602) 250-1000	86-0512431
1-4473	Arizona Public Service Company (an Arizona corporation) 400 North Fifth Street, P.O. Box 53999 Phoenix, AZ 85072-3999 (602) 250-1000	86-0011170

Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions:

- Written communications pursuant to Rule 425 under the Securities Act (17CFR 230.425)
- Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)
- Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))
- Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

This combined Form 8-K is separately filed by Pinnacle West Capital Corporation and Arizona Public Service Company. Each registrant is filing on its own behalf all of the information contained in this Form 8-K that relates to such registrant and, where required, its subsidiaries. Except as stated in the preceding sentence, neither registrant is filing any information that does not relate to such registrant, and therefore makes no representation as to any such information.

Item 8.01 Other Events**Recommended Order in APS General Retail Rate Case**

On November 17, 2009, Arizona Public Service Company (“APS”) issued a press release related to its general retail rate case pending before the Arizona Corporation Commission, attached to this report as Exhibit 99.1. For additional information about the rate case, see “2008 General Retail Rate Case” in Note 5 of Notes to Condensed Consolidated Financial Statements in the Pinnacle West Capital Corporation/APS Quarterly Report on Form 10-Q for the fiscal quarter ended September 30, 2009.

Item 9.01 Financial Statements and Exhibits**(d) Exhibits**

Exhibit No.	Registrant(s)	Description
99.1	Pinnacle West Capital Corporation APS	News Release issued on November 17, 2009.

SIGNATURES

Pursuant to the requirements of the Securities Exchange Act of 1934, each registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

PINNACLE WEST CAPITAL CORPORATION

(Registrant)

Dated: November 17, 2009

By: /s/ James R. Hatfield
James R. Hatfield
Senior Vice President,
Chief Financial Officer and Treasurer

ARIZONA PUBLIC SERVICE COMPANY

(Registrant)

Dated: November 17, 2009

By: /s/ James R. Hatfield
James R. Hatfield
Senior Vice President,
Chief Financial Officer and Treasurer

EXHIBIT INDEX

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FOR IMMEDIATE RELEASE

November 17, 2009

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ALJ RECOMMENDS APPROVAL OF APS REGULATORY SETTLEMENT

PHOENIX — On November 17, 2009, the administrative law judge (ALJ) in Arizona Public Service Co.'s (APS) general retail rate case pending before the Arizona Corporation Commission (ACC) issued a recommended order in the proceeding. The order recommends ACC approval of the regulatory settlement agreement proposed by APS and other parties to the rate case.

Parties to the proceeding may file objections and suggested changes to the recommended order on or before November 27, 2009. The ACC will consider the recommended order and any suggested changes during an open meeting, which is tentatively scheduled for December 7, 2009.

APS, Arizona's largest and longest-serving electric utility, serves more than 1 million customers in 11 of the state's 15 counties. APS, with headquarters in Phoenix, is the largest subsidiary of Pinnacle West Capital Corporation (NYSE: PNW).