

PINNACLE WEST CAPITAL CORP

FORM 8-K

(Current report filing)

Filed 12/06/05 for the Period Ending 12/05/05

Address	400 NORTH FIFTH STREET MS8695 PHOENIX, AZ 85004
Telephone	602 250 1000
CIK	0000764622
Symbol	PNW
SIC Code	4911 - Electric Services
Industry	Electric Utilities
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): December 5, 2005

Commission File Number	Exact Name of Registrant as Specified in Charter; State of Incorporation; Address and Telephone Number	IRS Employer Identification Number
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. 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

2005 General Rate Case

By letter dated December 5, 2005, a copy of which is attached as Exhibit 99.1, the Arizona Corporation Commission (“ACC”) staff has requested that Arizona Public Service Company (“APS”) update financial schedules, testimony and other data contained in APS’ November 4, 2005 rate case filing. The updated information would use the twelve months ended September 30, 2005 as the test period instead of the test year ended December 31, 2004 used in APS’ original filing. APS and the ACC staff have agreed that APS will file the updated information no later than January 31, 2006. The ACC staff has agreed to complete an expedited review of the updated information for consistency with ACC regulations no later than February 28, 2006. Pending satisfactory completion of the ACC staff’s review of the updated information, the ACC staff has deemed the rate filing to be sufficient. For additional information regarding the rate case, see “2005 General Rate Case” in Note 5 of Notes to Condensed Consolidated Financial Statements in the Pinnacle West Capital Corporation/APS Report on Form 10-Q for the fiscal quarter ended September 30, 2005.

Item 9.01. Financial Statements and Exhibits

(c) Exhibits.

Exhibit No.	Registrant	Description
99.1	Pinnacle West Capital Corporation APS	Letter from the Director of the ACC's Utilities Division to APS, dated December 5, 2005

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: December 6, 2005

By: /s/ Donald E. Brandt
Donald E. Brandt
Executive Vice President and
Chief Financial Officer

ARIZONA PUBLIC SERVICE COMPANY
(Registrant)

Dated: December 6, 2005

By: /s/ Donald E. Brandt
Donald E. Brandt
Executive Vice President and
Chief Financial Officer

[ARIZONA CORPORATION COMMISSION SEAL]
ARIZONA CORPORATION COMMISSION

COMMISSIONERS

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BRIAN C. MCNEIL
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MARC SPITZER
MIKE GLEASON
KRISTIN K. MAYES

December 5, 2005

Thomas L. Mumaw
Pinnacle West Capital Corporation
Law Department
P.O. Box 53999
Phoenix, Arizona 85072

**RE: ARIZONA PUBLIC SERVICE APPLICATION FOR A RATE INCREASE, DOCKET
NO. E-01345A-05-0816**

Dear Mr. Mumaw:

This letter (per section R14-2-103.B.7 of the Arizona Administrative Code) is to confirm Arizona Public Service Company's ("Company") and Staff's understanding that the Company will update financial schedules, testimony, and other data contained in its November 4, 2005, filing through September 30, 2005. The Company will complete the revisions by January 31, 2006.

Staff has agreed to expedite its review of the updated information to be completed no later than February 28, 2006.

Pending the satisfactory conclusion of Staff's review of the Company's updated information, this Application shall be deemed sufficient. The time period for processing this matter, specified by AAC R-14-2-103.B.11, shall commence as of the date of the satisfactory conclusion of Staff's review of the Company's updated information.

Sincerely,

/s/ Ernest G. Johnson

*Ernest G. Johnson
Director
Utilities Division*

CC: Karilee S. Ramaley (Pinnacle Capital Corporation)
Deborah R. Scott (Snell & Wilmer L.L.P.)
Kimberley A. Grouse (Snell & Wilmer L.L.P.)

Barbara Klemstine (Arizona Public Service Company) Brian Brumfield (Arizona Public Service Company) Docket Control Center (sixteen copies) Matt Rowell, Utilities Division; Lyn Farmer, Hearing Division Delbert Smith, Engineering; Consumer Services; Legal Division

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