

# PINNACLE WEST CAPITAL CORP

## FORM 8-K (Current report filing)

Filed 06/23/04 for the Period Ending 06/14/04

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

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**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): June 14, 2004

**PINNACLE WEST CAPITAL CORPORATION**

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(Exact name of registrant as specified in its charter)

Arizona

1-8962

86-0512431

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(State or other jurisdiction  
of incorporation)

(Commission  
File Number)

(IRS Employer  
Identification Number)

400 North Fifth Street, P.O. Box 53999, Phoenix, Arizona

85072-3999

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(Address of principal executive offices)

(Zip Code)

(602) 250-1000

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(Registrant's telephone number, including area code)

NONE

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(Former name or former address, if changed since last report)

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### Item 5. Other Events.

#### Regulatory Matters

##### Palo Verde Nuclear Generating Station

On June 14, 2004, a transmission system problem in Arizona resulted in the shutdown of several generating units in central Arizona, including the three units at the Palo Verde Nuclear Generating Station ("PVNGS") located west of Phoenix. Arizona Public Service Company ("APS") is the operator of PVNGS, and has a 29.1% interest in the 3900 megawatt station. The PVNGS units, which were not damaged as a result of the shutdown, have returned to service. APS has been able to cover its loads with other resources, and does not currently expect the shutdown to have a material adverse effect on its financial position, results of operations or liquidity.

##### General Rate Case

On June 18, 2004, an Arizona Corporation Commission administrative law judge issued a procedural order extending the stay of the procedural schedule and discovery in the APS general rate case until at least July 20, 2004, to allow the parties to continue to participate in settlement discussions. For additional information regarding the rate case, see "APS General Rate Case and Retail Rate Adjustment Mechanisms" in Note 5 of Notes to Condensed Consolidated Financial Statements in the Pinnacle West Capital Corporation (the "Company") Quarterly Report on Form 10-Q for the fiscal quarter ended March 31, 2004.

##### FERC Audit

The Federal Energy Regulatory Commission ("FERC") has been in the process of auditing numerous utilities' compliance with its regulations. Such an audit of APS and its affiliates is currently in process. Certain instances of noncompliance with FERC regulations related to the administration of APS' transmission tariff have been identified. APS is presently discussing these issues with the FERC staff and expects a public report to be issued later this year. APS currently expects, but cannot provide any assurance, that the resolution of these matters will not have a material adverse effect on its financial position, results of operations or liquidity.

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SIGNATURES

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

PINNACLE WEST CAPITAL CORPORATION  
(Registrant)

Dated: June 22, 2004

By: Barbara M. Gomez

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Barbara M. Gomez  
Vice President and Treasurer