

**Court of Appeals, Division One**  
**Corporation Commission**

**1 CA-CC 25-0004**

**AZ SOLAR, et al. v. ACC**

**Appellate Case Information**

Case Filed: 14-Feb-2025  
Case Closed:

**Dept/Composition**

**Department D**  
Hon. Daniel J Kiley  
Hon. D Steven Williams  
Hon. Cynthia J Bailey

Consolidated with: 1 CA-CC 25-0001      1 CA-CC 25-0002      1 CA-CC 25-0003

**Side 1. THE ARIZONA SOLAR ENERGY INDUSTRIES ASSOCIATION; SOLAR ENERGY INDUSTRIES ASSOCIATION; DIANE BANET; MICHAEL SELF, Appellant**

**(Litigant Group) AZ SOLAR, et al.**

- Arizona Solar Energy Industries Association
- Solar Energy Industries Association
- Diane Banet
- Michael Self

**Co-Counsel for: Appellants**

Court S Rich, Esq. (AZ Bar No. 21290)  
Logan V Elia, Esq. (AZ Bar No. 25009)  
Eric A Hill, Esq. (AZ Bar No. 29890)  
Autumn T Johnson, Esq. (AZ Bar No. 35811)

**Side 2. THE ARIZONA CORPORATION COMMISSION, an Agency of the State of Arizona, Appellee**

**(Litigant Group) ACC**

- Arizona Corporation Commission

**Attorney for: Appellee**

Thomas Van Flein, Esq. (AZ Bar No. 39145)

**CASE STATUS**

Feb 25, 2026....Under Advisement

PREDECESSOR CASE (S)	Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
ACC E-01345A-22-0144					

**PENDING MATTER**

**General Motion**

Filed: 19-May-2025

*\*Arizona Corporation Commission's Partial Motion to Dismiss (Appellee)*

**54 PROCEEDING ENTRIES**

1. 14-Feb-2025 FILED: Notice of Direct Appeal; Certificate of Service (Appellant)
2. 19-Feb-2025 RECEIPT No.: 2025-00169 ; \$330.00, Authorization: # 50011685137, Applied to: AZ SOLAR, et al. - Class A Filing Fee (\$330.00) Paid for: Rose Law Group PC - By nCourt, LLC
3. 20-Feb-2025 FILED: Writ of Review  
FILED: Certificate of Mailing re: Writ of Review
4. 27-Feb-2025 ORDERED: Arizona Corporation Commission's Unopposed Motion to Consolidate (Request for Procedural Order) (Appellee) = GRANTED and consolidating cases 1 CA-CC 25-0001, 1 CA-CC 25-0002; 1 CA-CC 25-0003, and 1 CA-CC 25-0004. FURTHER ORDERED: records due by 4/7/25. Melina Brill ProTem Judge - Author
5. 7-Mar-2025 FILED: Arizona Public Service Company's Motion to Intervene; Certificate of Service (Intervenor)
6. 11-Mar-2025 ORDERED: Arizona Corporation Commission's Motion to File Certified Record on Electronic Media (Appellee) = GRANTED. Patrick Philippe Lacroix ProTem Judge - Author
7. 26-Mar-2025 ORDERED: Arizona Public Service Company's Motion to Intervene (Intervenor) = GRANTED and permitting Arizona Public Service Company to intervene in this appeal. FURTHER ORDERED: Amending the caption in this appeal by adding Arizona Public Service Company as an intervenor. The above caption shall be used on all future documents filed in this appeal. Melina Brill ProTem Judge - Author
8. 2-Apr-2025 FILED: Record on Appeal:  
Index of Record with USB Drive in envelope  
Confidential Exhibits under seal in box
9. 2-Apr-2025 FILED: Appellate Clerk Notice re: Brief
10. 2-Apr-2025 FILED: Arizona Corporation Commission's Notice of Filing Certified Record (Appellee)
11. 2-May-2025 FILED: Motion to Associate Counsel Pro Hac Vice; Certificate of Service (Intervenor)

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12. 5-May-2025 ORDERED: Motion to Associate Counsel Pro Hac Vice (Intervenor) = GRANTED and permitting attorneys Rhomas G. Hungar, William R. Holloway, and Matthew S. Rozen to appear pro hac vice as co-counsel for Intervenor Arizona Public Service Company. Melina Brill ProTem Judge - Author
13. 19-May-2025 FILED: Arizona Corporation Commission's Partial Motion to Dismiss; Certificate of Service to the Arizona Corporation Commission's Partial Motion to Dismiss (Appellee)
14. 19-May-2025 FILED: Motion to Associate Counsel Pro Hac Vice; Certificate of Service; Exhibit A (Pro Hac Vice Documents) (Intervenor)
15. 20-May-2025 ORDERED: Motion to Associate Counsel Pro Hac Vice (Intervenor) = GRANTED and permitting attorney Aaron Smith of Gibson, Dunn & Crutcher LLP to appear pro hac vice as co-counsel for intervenor Arizona Public Service Company with Joseph N. Roth of Osborn Maledon, P.A. as local counsel. Steven C Lawrence ProTem Judge - Author
16. 20-May-2025 ORDERED: Vacating the 06/02/2025 due date for the opening brief. The order ruling on the pending motion will set a due date to file the opening brief. Melina Brill ProTem Judge - Author
17. 23-May-2025 FILED: Arizona Corporation Commission's Notice of Change of Counsel; Certificate of Service to the Arizona Corporation Commission's Notice of Change of Counsel (Appellee)
18. 29-May-2025 FILED: Unopposed Motion for Procedural Order Extending Time to File Response to Partial Motion to Dismiss Appeal; Certificate of Service (Appellant)
19. 29-May-2025 ORDERED: Unopposed Motion for Procedural Order Extending Time to File Response to Partial Motion to Dismiss Appeal (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 06-03-2025 to Tuesday, 06-10-2025. Steven C Lawrence ProTem Judge - Author
20. 10-Jun-2025 FILED: State of Arizona's Response to Arizona Corporation Commission's Partial Motion to Dismiss Appeal; Certificate of Service (Appellant State)
21. 10-Jun-2025 FILED: Vote Solar's Joinder in the State of Arizona's Response to Arizona Corporation Commission's Partial Motion to Dismiss Appeal; Certificate of Service (Appellant Solar)
22. 10-Jun-2025 FILED: Notice of Joinders; Certificate of Service (Appellant)
23. 17-Jun-2025 FILED: Arizona Corporation Commission's Reply to Partial Motion to Dismiss; Certificate of Service to the Arizona Corporation Commission's Reply to Partial Motion to Dismiss (Appellee)
24. 18-Jun-2025 ORDERED: Deferring a ruling on the motion (partial motion to dismiss) to the panel that considers this appeal on the merits. FURTHER ORDERED: Opening brief is due by 07/18/2025. Steven C Lawrence ProTem Judge - Author
25. 18-Jul-2025 FILED: Opening Brief; Certificate of Compliance; Certificate of Service (Appellant Solar)
26. 18-Jul-2025 FILED: State of Arizona's Opening Brief; Certificate of Compliance; Certificate of Service (Appellant State)
27. 19-Jul-2025 FILED: Opening Brief and Joinder; Certificate of Compliance; Certificate of Service (Appellant Ariseia)
28. 30-Jul-2025 FILED: Appellee's and Intervenor's Unopposed Motion for Procedural Order to Extend Time and Expand Word Limit for Consolidated Answering Brief; Certificate of Service (Intervenor)
29. 30-Jul-2025 ORDERED: Appellee's and Intervenor's Unopposed Motion to Extend Time and Expand Word Limit For Consolidated Answering Brief(Intervenor) = GRANTED/Corporation Commission may file a consolidated answering brief not to exceed 21,000 words. FURTHER ORDERED: APS may file a separate consolidated answering brief not to exceed 21,000 words. FURTHER ORDERED: Appellee's and Intervenor's Unopposed Motion For Procedural Order To Extend Time (Intervenor) = GRANTED/Extending the time to file the consolidated answering briefs from 08/27/2025 to 09/26/2025. If the briefs are not timely filed, the court will submit this appeal for decision on the record and the opening briefs. Steven C Lawrence ProTem Judge - Author
30. 26-Sep-2025 FILED: Arizona Corporation Commission's Consolidated Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
31. 26-Sep-2025 FILED: Appendix To Intervenor Arizona Public Service Company's Brief In Support Of Appellee Volume 9 Of 9 (Intervenor)
32. 26-Sep-2025 FILED: Appendix To Intervenor Arizona Public Service Company's Brief In Support Of Appellee Volume 8 Of 9 (Intervenor)
33. 26-Sep-2025 FILED: Appendix To Intervenor Arizona Public Service Company's Brief In Support Of Appellee Volume 3 Of 9 (Intervenor)
34. 26-Sep-2025 FILED: Appendix To Intervenor Arizona Public Service Company's Brief In Support Of Appellee Volume 2 Of 9 (Intervenor)
35. 26-Sep-2025 FILED: Appendix To Intervenor Arizona Public Service Company's Brief In Support Of Appellee Volume 1 Of 9 (Intervenor)
36. 26-Sep-2025 FILED: Intervenor Arizona Public Service Company's Brief in Support of Appellee; Certificate of Compliance; Certificate of Service (Intervenor)
37. 26-Sep-2025 FILED: Appendix To Intervenor Arizona Public Service Company's Brief In Support Of Appellee Volume 7 Of 9 (Intervenor)
38. 26-Sep-2025 FILED: Appendix To Intervenor Arizona Public Service Company's Brief In Support Of Appellee Volume 6 Of 9 (Intervenor)

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39.	26-Sep-2025	FILED: Appendix To Intervenor Arizona Public Service Company's Brief In Support Of Appellee Volume 5 Of 9 (Intervenor)
40.	26-Sep-2025	FILED: Arizona Corporation Commission's Consolidated Answering Brief (Duplicate); Certificate of Compliance (Duplicate); Certificate of Service (Duplicate) (Appellee)
41.	26-Sep-2025	FILED: Appendix To Intervenor Arizona Public Service Company's Brief In Support Of Appellee Volume 4 Of 9 (Intervenor)
42.	9-Oct-2025	FILED: Appellants' Unopposed Motion for Procedural Order to Expand Word Limit and Extend Time for Consolidated Reply Briefs; Certificate of Service (Appellants)
43.	9-Oct-2025	ORDERED: Appellants' Unopposed Motion for Procedural Order to Expand Word Limit and Extend Time for Consolidated Reply Briefs (Appellants) = GRANTED. Extending the time for these appellants to file reply briefs from 10/16/2025 to 10/30/2025. If the briefs are not timely filed, the court will submit this appeal for decision on the record and the filed briefs. FURTHER ORDERED: Each reply brief may contain up to 10,500 words. Steven C Lawrence ProTem Judge - Author
44.	30-Oct-2025	FILED: Appellant Vote Solar's Reply Brief; Certificate of Compliance; Certificate of Service (Appellant Solar)
45.	30-Oct-2025	FILED: State of Arizona's Consolidated Reply Brief; Certificate of Compliance; Certificate of Service (Appellant State)
46.	4-Nov-2025	FILED: Arizona Corporation Commission's Request for Oral Argument and Additional Time; Certificate of Service (Appellee)
47.	4-Nov-2025	FILED: Request for Oral Argument; Certificate of Service (Intervenor)
48.	5-Nov-2025	FILED: Appellants' Non-Opposition to Requests for Extended Oral Argument; Certificate of Service (Appellant)
49.	12-Dec-2025	ORDERED: Granting the requests for oral argument. Oral argument will be scheduled in the normal course of the court's calendar, and the court will notify counsel of the date. FURTHER ORDERED: Granting the request for extended oral argument and allowing 30 minutes per side for argument. The parties are responsible for dividing their allotted time. Hon Randall M Howe - Author
50.	26-Dec-2025	CLNDR: MONTHLY COURT CASE CALENDAR, Department D, 2-25-26, 11:00 am, COURTROOM 2.
51.	28-Jan-2026	FILED: Notice of Oral Argument
52.	2-Feb-2026	FILED: Appellants' Unopposed Motion to Clarify Oral Argument Time; Certificate of Service (Appellant)
53.	3-Feb-2026	ORDERED: Appellants' Unopposed Motion to Clarify Oral Argument Time (Appellant) = GRANTED. Appellants collectively have up to 30 minutes to present argument; Appellee and Intervenor will collectively have up to 30 minutes to present argument. Hon Daniel J Kiley - Author
54.	26-Feb-2026	FILED: Sign-in Sheet/Case is Under Advisement as of 2/25/26