



PINNACLE WEST  
CAPITAL CORPORATION  
LAW DEPARTMENT

Melissa Sallee  
Senior Attorney  
Direct Line: (602) 250-3878

February 9, 2015

**VIA CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Top Hat Plan Exemption  
Employee Benefits Security Administration  
U.S. Department of Labor  
200 Constitution Avenue, N.W., Room N-1513  
Washington, D.C. 20210

Re: Top Hat Filing for Pinnacle West Capital Corporation

Dear Sir or Madam:

Enclosed for filing with the Secretary of Labor is a Statement satisfying the alternate form of compliance with the reporting and disclosure requirements of Part 1 of Title 1 of the Employee Retirement Income Security Act of 1974 ("ERISA"). This Statement is intended to fulfill the requirements set forth in Department of Labor Regulation Section 2520.104-23 with respect to the various agreements referenced in the Statement.

Very truly yours,

Melissa Sallee  
Senior Attorney, Pinnacle West Capital Corporation

MS/tl


APS • El Dorado

**PINNACLE WEST CAPITAL CORPORATION  
STATEMENT PURSUANT TO DEPARTMENT OF LABOR  
REGULATIONS SECTION 2520.104-23**

Pinnacle West Capital Corporation (the "Employer") hereby submits the following information to the Secretary of Labor with respect to two individual agreements (the "Plans"). The Employer adopted the Plans to provide deferred compensation to employees who are part of a select group of management or highly compensated employees.

1. Name and address of employer:  
  
Pinnacle West Capital Corporation  
400 North Fifth Street  
Phoenix, Arizona 85004
2. Employer identification number assigned by the Internal Revenue Service:  
  
860512431
3. The Employer has entered into the Plans primarily for the purpose of providing deferred compensation to a select group of management or highly compensated employees.
4. The Employer maintains fifteen (15) plans (counting these Plans) that qualify for the top hat exemption.
5. The Employer's plans provide deferred compensation to 148 current and former employees.

**PINNACLE WEST CAPITAL CORPORATION**

By:   
Name: David P. Falch  
Its: EVP + General Counsel



Station 8645

P.O. Box 53999  
Phoenix, AZ 85072-3999

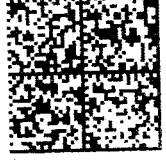
212-00UP Rev. 12-04

**CERTIFIED MAIL**



7009 0080 0000 0516 0002

**RETURN SERVICE  
REQUESTED**



U.S. POSTAGE >> PITNEY BOWES  
ZIP 85004 \$ 007.19<sup>0</sup>  
02 1W  
00013708666 FEB 09 2015

Top Hat Plan Exemption  
Employee Benefits Security Administration  
U.S. Department of Labor  
200 Constitution Avenue, N.W., Room N-1513  
Washington, D.C. 20210