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PINNACLE WEST CAPITAL CORP
Form 8-K
August 13, 2002

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): August 13, 2002

PINNACLE WEST CAPITAL CORPORATION
(Exact name of registrant as specified in its charter)

| | | |
|--|---------------------------------------|---|
| Arizona (State or other jurisdiction of incorporation) | 1-8962 (Commission File Number) | 86-0512431 (IRS Employer Identification Number) |
|--|---------------------------------------|---|

| | |
|--|--------------------------|
| 400 North Fifth Street, P.O. Box 53999, Phoenix, Arizona (Address of principal executive offices) | 85072-3999 (Zip Code) |
|--|--------------------------|

(602) 250-1000
(Registrant's telephone number, including area code)

NONE
(Former name or former address, if changed since last report)

ITEM 7. FINANCIAL STATEMENTS AND EXHIBITS

(C) EXHIBITS. The following exhibits are being furnished under Item 9 of this Report.

| EXHIBIT NO. --- | DESCRIPTION ----- |
|-----------------------|---|
| 99.1 | Sworn statement of William J. Post, the Registrant's principal executive officer, as filed on August 13, 2002 with the Securities and Exchange Commission pursuant to Section 21(a)(1) of the Securities Exchange Act of 1934. |
| 99.2 | Sworn statement of Michael V. Palmeri, the Registrant's principal financial officer, as filed on August 13, 2002 with the Securities and Exchange Commission pursuant to Section 21(a)(1) of the Securities Exchange Act of 1934. |
| 99.3 | Certification pursuant to Section 906 of the Sarbanes-Oxley Act of 2002 of William J. Post, the Registrant's principal executive officer, as submitted to the Securities and Exchange Commission on August 13, 2002. |

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99.4 Certification pursuant to Section 906 of the Sarbanes-Oxley Act of 2002 of Michael V. Palmeri, the Registrant's principal financial officer, as submitted to the Securities and Exchange Commission on August 13, 2002.

ITEM 9. REGULATION FD DISCLOSURE

This Report and the attached exhibits are being furnished pursuant to Regulation FD. On August 13, 2002, William J. Post, the Registrant's principal executive officer, and Michael V. Palmeri, the Registrant's principal financial officer, each filed with the Securities and Exchange Commission (the "Commission") the sworn statements required by the Commission's June 27, 2002 Order Requiring the Filing of Sworn Statements Pursuant to Section 21(a)(1) of the Securities Exchange Act of 1934 (File No. 4-460). A copy of the sworn statements are attached as Exhibits 99.1 and 99.2. Also on August 13, 2002, William J. Post and Michael V. Palmeri submitted to the Commission certifications pursuant to Section 906 of the Sarbanes-Oxley Act of 2002. A copy of the certifications are attached as Exhibits 99.3 and 99.4.

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: August 13, 2002

By: Michael V. Palmeri

Michael V. Palmeri
Vice President, Finance