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APPLICATION OF TEXAS-NEW
MEXICO POWER COMPANY
FOR RECONCILIATION OF
FUEL COSTS

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PUBLIC UTILITY COMMISSION
FILING CLERK

OF TEXAS

**COMMISSION STAFF'S RESPONSE TO TEXAS-NEW MEXICO POWER
COMPANY'S MOTION FOR EXTENSION OF TIME FOR EXCEPTIONS TO
PROPOSAL FOR DECISION**

NOW COMES Staff of the Public Utility Commission of Texas ("Commission Staff" or "Staff"), representing the public interest, in the above titled and numbered cause, to submit this Commission Staff's Response to Texas-New Mexico Power Company's Motion for Extension of Time for Exceptions to Proposal for Decision:

On November 26, 2003, Texas-New Mexico Power Company ("TNMP") has moved for an extension of time to file exceptions and replies to exceptions to the Proposal for Decision filed November 20, 2003. TNMP did not propose alternative deadlines but did request that deadlines be adopted that would permit the Commission to consider the Proposed Order at the Open Meeting scheduled for January 15, 2003.

The chief consideration at issue is the intervening deadline for TNMP to file its stranded costs true-up filing package: no earlier than January 12, 2003, but no later than ten days thereafter.¹ TNMP's Motion, if approved, may require TNMP to file its true-up filing package before the issuance of a final order in the instant case. However, Staff believes the only revisions to the true-up filing package would be arithmetic, because the elements of the final order in this case to be carried forward to the stranded costs case would be numbers that would then be inserted into TNMP's calculations. The rights of

1. P.U.C. Subst. R. 25.263(d)(1)(A).

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the parties to the stranded-cost true-up case would not be materially prejudiced if TNMP's Motion for extension of time in the instant case were granted, with the condition that TNMP be required to file its revised true-up filing package promptly with the proper, adjusted calculations based on the final order in the instant case.

Respectfully submitted,

Thomas S. Hunter
Division Director - Legal and Enforcement
Division

Keith Rogas
Director - Legal and Enforcement Division,
Electric Section



William L. Huie
Attorney, State Bar No. 24007411
Public Utility Commission of Texas
1701 North Congress Avenue
P.O. Box 13326
Austin, Texas, 78711-3326
Tel. 512 936 7379
Facs. 512 936 7268

CERTIFICATE OF SERVICE

I certify that a copy of this document was served on all parties of record by first class U.S. mail, postage pre-paid on this date, December 1, 2003, in accordance with P.U.C. Procedural Rule 22.74.



William L. Huie