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**SOAH DOCKET NO. 473-08-3436
PUC DOCKET NO. 35763**

APPLICATION OF SOUTHWESTERN § BEFORE THE STATE OFFICE
PUBLIC SERVICE COMPANY FOR §
AUTHORITY TO CHANGE RATES, TO §
RECONCILE FUEL AND PURCHASED § OF
POWER COSTS FOR 2006 AND 2007, §
AND TO PROVIDE A CREDIT FOR §
FUEL COST SAVINGS § ADMINISTRATIVE HEARINGS

**SOAH DOCKET NO. 473-08-3799
PUC DOCKET NO. 35738**

APPLICATION OF SOUTHWESTERN § BEFORE THE STATE OFFICE
PUBLIC SERVICE COMPANY FOR §
APPROVAL OF ENERGY EFFICIENCY § OF
COST RECOVERY FACTOR RIDER §
AND RELATED EXCEPTION § ADMINISTRATIVE HEARINGS

ORDER NO. 13

**GRANTING SOUTHWESTERN PUBLIC SERVICE COMPANY'S MOTION
TO CONSOLIDATE, SET A PROCEDURAL SCHEDULE,
AND FOR LEAVE TO FILE SUPPLEMENTAL TESTIMONY**

I. INTRODUCTION

On October 3, 2008, Southwestern Public Service Company (SPS) filed a motion to consolidate the dockets listed above, proposed a procedural schedule for the energy efficiency (EE) phase of the rate case, and requested leave to file supplemental testimony in SOAH Docket No. 473-08-3436 (PUC Docket No. 35763) to address recovery of EE costs. No party filed objections to the motion. The Administrative Law Judges (ALJs) find the motion and requests to have merit.

II. ORDER

The motion is granted. The above listed cases are consolidated, the procedural schedule set forth below is adopted for the EE phase of this docket, and SPS is granted leave to file supplemental

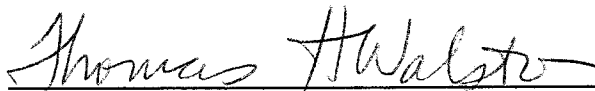
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testimony and schedules in SOAH Docket No. 473-08-3436 (PUC Docket No. 35763) to address recovery of EE costs.

SPS Supplemental Direct Testimony	October 3, 2008
Intervenor Testimony	November 6, 2008
Cross Rebuttal Testimony	November 12, 2008
Staff Testimony	December 2, 2008
SPS Rebuttal Testimony	December 5, 2008
Hearing on the Merits	December 11, 2008
	(and December 12, 2008, if necessary)

It is further ordered that all future pleadings and other documents shall be captioned and filed in Docket No. 473-08-3436, PUC Docket 35763.

SIGNED October 20, 2008.



**THOMAS WALSTON
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS**



**HENRY D. CARD
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS**



**SHARON CLONINGER
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS**