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SOAH DOCKET NO. 473-08-3436
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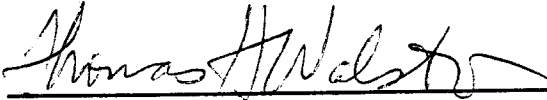
APPLICATION OF SOUTHWESTERN § BEFORE THE STATE OFFICE
PUBLIC SERVICE COMPANY FOR §
AUTHORITY TO CHANGE RATES, TO §
RECONCILE FUEL AND PURCHASED § OF
POWER COSTS FOR 2006 AND 2007, §
AND TO PROVIDE A CREDIT FOR §
FUEL COST SAVINGS § ADMINISTRATIVE HEARINGS

ORDER NO. 15
GRANTING CONSOLIDATION OF SPS'S PETITION
FOR REVIEW OF CITIES' RESOLUTIONS

On June 12, 2008, Southwestern Public Service Company (SPS) filed an application and statement of intent to change its rates, to reconcile fuel and purchased power costs for 2006 and 2007. On October 23, 2008, SPS filed a Petition for Review of resolutions adopted by the Cities of Abernathy, Amarillo, Borger, Canyon, Channing, Claude, Dimmitt, Friona, Groom, Gruver, Hart, Hereford, Lorenzo, Muleshoe, New Deal, Perryton, Post, Silverton, Sunray, Tahoka, White Deer, , and Wolfforth, and the Villages of Lake Tanglewood and Timbercreek (Cities), which resolutions denied SPS's Statement of Intent and Application for Authority to Change Rates (Application). SPS also requested that these Petitions for Review be consolidated with this proceeding.

The Commission has jurisdiction pursuant to PURA¹ §§ 14.001, 32.001, 33.051, 33.053, 33.054, and 36.001 over SPS's Petition for Review. No party filed an objection to SPS's motion. Therefore, SPS's motion to consolidate its Petition for Review with this proceeding is GRANTED.

Signed October 27, 2008.


THOMAS H. WALSTON
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

¹ Public Utility Regulatory Act, TEX. UTIL. CODE ANN. §§ 11.001 – 66.017 (Vernon. 1998 & Supp. 2006).