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**SOAH DOCKET NO. 473-11-5072
PUC DOCKET NO. 39363**

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APPLICATION OF CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC, FOR APPROVAL OF AN ADJUSTMENT TO ITS ENERGY EFFICIENCY COST RECOVERY FACTOR	§ § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
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**SOAH ORDER NO. 7
GRANTING IN PART AND DENYING IN PART
JOINT MOVANTS' MOTION TO STRIKE PORTIONS OF THE DIRECT TESTIMONY
OF CHARLES J. FLYNN AND MATTHEW A. TROXLE**

On June 6, 2011, staff of the Public Utility Commission, Office of Public Utility Counsel, and Texas Industrial Energy Consumers (Joint Movants) submitted a Motion to Strike Portions of the Direct Testimony of Charles J. Flynn and Matthew A. Troxle (Motion). On June 10, 2011, CenterPoint Energy Houston Electric, LLC (the Company) responded to the Motion. On June 15, 2011, Joint Movants replied to the Company's response.

IT IS ORDERED that the Motion is GRANTED in part and DENIED in part. All of Mr. Flynn's testimony identified by Joint Movants on page 2 of the Motion is stricken, except for:


- Page 8, line 22 (beginning with "If the Commission") through page 9, line 1 (ending with "\$1.07.")

All of Mr. Troxle's testimony identified by Joint Movants on page 2 of the Motion also is stricken, except for:

- "\$5,761,382" on page 5, line 2;
- Page 6, line 13 (starting with "; and") to page 7, line 1 (ending with "page 2"); and
- Page 8, lines 6-10.

In addition, the ALJ declines to strike "all references to and calculations of LRAM costs at Page 11 and Exhibit MAT-2 and throughout" in Mr. Troxle's testimony as requested by Joint Movants. Without identifying specific lines, the request is too vague to determine what portions of Mr. Troxle's testimony Joint Movants are requesting the ALJ to strike.

SIGNED June 23, 2011.


SHARON CLONINGER
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS