



Control Number: 41544



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**SOAH DOCKET NO. 473-13-4657  
PUC DOCKET NO. 41544**

**APPLICATION OF ONCOR  
ELECTRIC DELIVERY COMPANY,  
LLC FOR 2014 ENERGY EFFICIENCY  
COST RECOVERY FACTOR**

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**BEFORE THE STATE OFFICE  
OF  
ADMINISTRATIVE HEARINGS**

2013 JUN -7 AM 10:07  
FILING CLERK

**SOAH ORDER NO. 1  
CASE DESCRIPTION; PROCEDURAL SCHEDULE; NOTICE OF PREHEARING  
CONFERENCE; APPLICABLE CASE REQUIREMENTS; AND ENTRY OF A  
PROTECTIVE ORDER**

**I. DESCRIPTION OF CASE**

On May 31, 2013, Oncor Electric Delivery Company, LLC (Oncor) filed an application for approval of its energy efficiency cost recovery factor pursuant to P.U.C. SUBST. R. 25.181. On June 3, 2013, the Public Utility Commission of Texas (Commission) referred this case to the State Office of Administrative Hearings (SOAH), requesting the assignment of an Administrative Law Judge (ALJ) to conduct a hearing and issue a proposal for decision, if such is necessary. The Commission will consider this case at its June 10, 2013 open meeting and subsequently issue a preliminary order. SOAH has jurisdiction over matters relating to the conduct of the hearing in this proceeding pursuant to Tex. Gov't Code § 2003.049.

**II. SCHEDULE**

The ALJ adopts the following procedural schedule that will apply to this case:

<b>Action</b>	<b>Deadline</b>
Staff Approval of Notice	June 14, 2013
Notice Completed	June 17, 2013
Proof of Notice	June 18, 2013
Deadline to Intervene	July 1, 2013
Deadline to Request a Hearing	July 1, 2013
<b><i>If Hearing Not Requested</i></b>	
Staff Recommendation	July 25, 2013
Parties' Proposed Order	July 29, 2013
<b><i>If Hearing Requested</i></b>	
Prehearing Conference	<b>July 3, 2013 at 9:00 a.m.</b>

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### III. NOTICE OF PREHEARING CONFERENCE

The ALJ will convene a prehearing conference in this docket at **9:00 a.m. on July 3, 2013**, in a SOAH hearing room located on the 4<sup>th</sup> Floor of the William P. Clements Building, 300 West 15<sup>th</sup> Street, Austin, Texas. The following matters will be discussed at the prehearing conference: (1) any pending motions; (2) the status of notice; (3) applicable deadlines; (4) a procedural schedule, including a date for the hearing on the merits; and (5) any other matters that may assist in the disposition of the proceeding in a fair and efficient manner.

### IV. DISCOVERY

Discovery may begin immediately pursuant to the provisions of subchapter H of the Commission's procedural rules. The following deadlines shall apply to discovery matters in this case:

- Responses to requests for information (RFIs) shall be filed within **10 calendar days** of receipt;
- Objections to RFIs shall be filed within **five working days** of receipt;
- Motions to compel shall be filed within **two working days** of receipt of objections; and
- Responses to motions to compel shall be filed within **two working days** of receipt.

### V. FILING AND SERVICE PROCEDURES; RESPONSIVE PLEADING DEADLINE

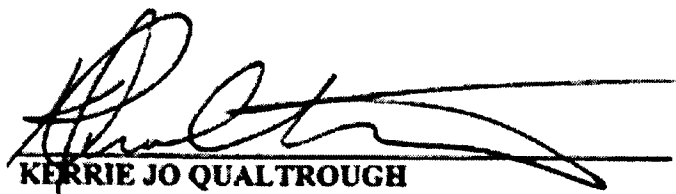
All pleadings shall be filed with the Commission's filing clerk, not with the SOAH filing clerk. The Commission's filing clerk will forward a copy of the pleadings to SOAH. Parties are directed not to send a courtesy copy of any pleadings to the ALJ unless it is emailed as either a PDF file or in Microsoft Word. Emails may be sent to my legal assistant Virginia Gonzales at [virginia.gonzales@soah.state.tx.us](mailto:virginia.gonzales@soah.state.tx.us). The parties may also contact Ms. Gonzales at 512-475-1272.

Because this case has a regulatory deadline, unless otherwise specified, responses to any motion or other pleading shall be filed with **three working days** from receipt of the pleading to which the response is made.

#### **VI. ADOPTING PROPOSED PROTECTIVE ORDER**

The protective order filed with Oncor's application (Attachment B) is **ADOPTED** and shall apply in this matter.

**SIGNED June 6, 2013.**



**KERRIE JO QUALTROUGH  
ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS**