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APPLICATION OF EL PASO
ELECTRIC COMPANY TO CHANGE
RATES

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§

BEFORE THE STATE OFFICE OF
PUBLIC UTILITIES COMMISSION
OF
ADMINISTRATIVE HEARINGS
FILING CLERK

**STATEMENT UNDER SECTION 4 OF THE PROTECTIVE ORDER DESIGNATING
CONFIDENTIAL AND HIGHLY SENSITIVE PROTECTED MATERIALS (EFCA 3-5)**

The undersigned attorney for El Paso Electric Company (EPE) submits this statement under Section 4 of the Protective Order in this case regarding its second supplemental responses to the Third Set of Requests for Information (RFIs) from the Energy Freedom Coalition of America (EFCA).

The material provided in these responses is exempt from public disclosure pursuant to Sections 552.101, 552.104 and/or 552.110 of the Public Information Act as confidential or highly sensitive protected information.

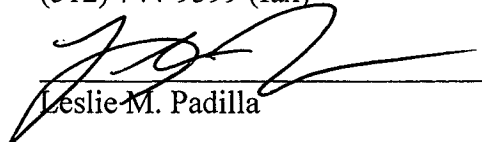
EFCA No. 3-5: EFCA No. 3-5 seeks records of internal communications of EPE managers related to residential distributed generation between 2014 and present. Attachment 2 to EPE's Third Supplemental Response to EFCA No. 3-5, which is voluminous, is HIGHLY SENSITIVE because it contains i) non-public, customer-specific information, ii) proprietary information about the operations of EPE's electric system, and iii) forward-looking financial information about EPE. Because public disclosure of this information could adversely impact EPE or the security of its system, the material is exempt from public disclosure pursuant to Sections 552.101, 552.104 and/or 552.110 of the Public Information Act.

The undersigned counsel for EPE has reviewed the information described above sufficiently to state in good faith that the information is exempt from disclosure under the Public Information Act and merits the confidential or highly sensitive designation given to it.

Respectfully Submitted,

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**ATTORNEYS FOR EL PASO ELECTRIC
COMPANY**

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this document was served by electronic mail, facsimile, hand-delivery, overnight delivery, or 1st Class U.S. Mail on all parties of record in this proceeding on June 8, 2017.



Leslie M. Padilla