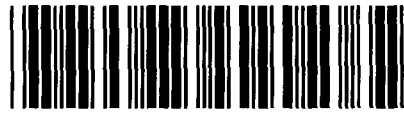




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SOAH DOCKET NO. 473-18-3455  
PUC DOCKET NO. 48332

APPLICATION OF EL PASO  
ELECTRIC COMPANY TO ADJUST  
ITS ENERGY EFFICIENCY COST  
RECOVERY FACTOR AND  
ESTABLISH REVISED COST CAP

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§  
§

BEFORE THE STATE OFFICE  
OF  
ADMINISTRATIVE HEARINGS

2018 AUG 28 AM 11:50  
PUBLIC UTILITY COMMISSION  
FILING CLERK

**TEXAS INDUSTRIAL ENERGY CONSUMERS' STATEMENT OF POSITION**

Texas Industrial Energy Consumers (TIEC) files this statement of position as required by 16 T.A.C. § 22.124(a). Although the deadline established by the procedural schedule in this proceeding is August 24, 2018, TIEC has conferred with the parties and represents that no party is opposed to the filing of this statement of position on this date.<sup>1</sup>

TIEC takes the position that El Paso Electric Company (EPE) is the party with the burden of proof in this proceeding, and that EPE should be held to that burden of proof. TIEC reserves the right to participate in the hearing on the merits, and to take positions based on the evidence adduced.

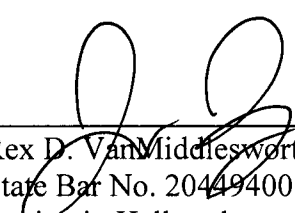
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<sup>1</sup> SOAH Order No. 2 at 2 (“Any of the deadlines set forth in the motion, except the date for the hearing on the merits, may be modified by written agreement between the parties filed with the ALJ.”).

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Respectfully submitted,

THOMPSON & KNIGHT LLP



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Rex D. VanMiddlesworth  
State Bar No. 20449400  
Benjamin Hallmark  
State Bar No. 24069865  
James Zhu  
State Bar No. 24102683  
98 San Jacinto Blvd., Suite 1900  
Austin, Texas 78701  
(512) 469.6100  
(512) 469.6180 (fax)

ATTORNEYS FOR TEXAS INDUSTRIAL  
ENERGY CONSUMERS

**CERTIFICATE OF SERVICE**

I, James Zhu, Attorney for TIEC, hereby certify that a copy of the foregoing document was served on all parties of record in this proceeding on this 28<sup>th</sup> day of August, 2018 by electronic mail, facsimile and/or First Class, U.S. Mail, Postage Prepaid.



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James Zhu