



Control Number: 49495



Item Number: 17

Addendum StartPage: 0

**SOAH DOCKET NO. 473-19-4422
PUC DOCKET NO. 49495**

2019 MAY 23 11:23:19
FILED

APPLICATION OF SOUTHWESTERN	§	BEFORE THE STATE OFFICE
PUBLIC SERVICE COMPANY TO	§	OF
ADJUST ITS ENERGY EFFICIENCY	§	ADMINISTRATIVE HEARINGS
COST RECOVERY FACTOR	§	

COMMISSION STAFF’S REQUEST FOR HEARING

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Request for Hearing. In support thereof, Staff shows the following:

I. BACKGROUND

On May 1, 2019, Southwestern Public Service Company (SPS), filed an application to revise its Energy Efficiency Cost Recovery Factor (EECRF) for program year 2020 pursuant to 16 Tex. Admin. Code (TAC) §§ 25.181-182. On May 2, 2019, the Commission issued an Order of Referral, referring this matter to the State Office of Administrative Hearings.

Under 16 TAC §§ 25.182(d)(9)(E), if a hearing is requested “within 30 days of the filing of the application, the presiding officer shall set a procedural schedule that will enable the commission to issue a final order in the proceeding within 180 days after a sufficient application was filed.” In addition, the aforementioned rule states that if a hearing is requested, the “hearing will be held no earlier than the first working day after the 45th day after a sufficient application is filed.”¹ SPS filed its application on May 1, 2019. Since this request for hearing is filed within thirty days of the application’s filing, the request, if granted, will be guided by the requirements established under 16 TAC §§ 25.182(d)(9)(E).

II. REQUEST FOR HEARING

Staff requests a hearing in this proceeding so that a factual record may be further developed by the parties.

¹ 16 TAC §§ 25.182(d)(9)(E).

III. CONCLUSION

Staff respectfully requests that its request for a hearing in this proceeding be granted.

DATED: May 20, 2019

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney



Richard A. Nemer
State Bar No. 24042829
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7348
(512) 936-7268 (facsimile)
Richard.Nemer@puc.texas.gov

**SOAH DOCKET NO. 473-19-4422
PUC DOCKET NO. 49495**

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on May 20, 2019, in accordance with 16 TAC § 22.74.



Richard A. Nemer