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**PUC DOCKET NO. 49586
SOAH DOCKET NO. 473-19-5244**

APPLICATION OF TEXAS-NEW MEXICO POWER COMPANY TO ADJUST ITS ENERGY EFFICIENCY COST RECOVERY FACTOR § **PUBLIC UTILITY COMMISSION OF TEXAS**

**ORDER NO. 1
GRANTING MOTION TO INTERVENE**

This application was filed by Texas-New Mexico Power Company (TNMP) on May 31, 2019. The Cities Served by Texas-New Mexico Power Company (Cities), consisting of the cities of Alvin, Blue Ridge, Dickinson, Emory, Farmersville, Friendswood, La Marque, and Texas City, seek to intervene in this proceeding. The Cities' first motion to intervene was filed on June 3, 2019, the same day that this docket was referred to the State Office of Administrative Hearings (SOAH). The Cities renewed their motion to intervene on June 24 and July 1, 2019. Cities state that they, as well as their residents and businesses, may be adversely impacted by the relief requested by TNMP and that they have standing to participate in this proceeding in accordance with PURA¹ § 33.025. No party objected to Cities' motion. Although the SOAH administrative law judge (ALJ) never ruled on the motion to intervene, the Cities have fully participated in this proceeding as if they were a party, without objection. On September 9, 2019, the SOAH ALJ remanded this proceeding to the Commission.

Cities have presented a justiciable interest in this proceeding. The Cities' motion to intervene is granted.

Signed at Austin, Texas the 22nd day of October 2019.

PUBLIC UTILITY COMMISSION OF TEXAS



**HUNTER BURKHALTER
ADMINISTRATIVE LAW JUDGE**

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¹ Public Utility Regulatory Act, Tex. Util. Code §§ 11.001–66.016.