

Control Number: 49737



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OPEN MEETING COVER SHEET

COMMISSIONER MEMORANDUM

MEETING DATE: SEPTEMBER 12, 2019

DATE DELIVERED: SEPTEMBER 11, 2019

AGENDA ITEM NO.: 14

CAPTION: Docket No. 49737; SOAH No. 473-19-6862
Application of Southwestern Electric Power
Company for Certificate of Convenience
and Necessity Authorization and Related
Relief for the Acquisition of Wind
Generation Facilities

DESCRIPTION: Commissioner Memoranda

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Arthur C. D'Andrea
Commissioner

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Commissioner

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Public Utility Commission of Texas

TO: Chairman DeAnn T. Walker
Commissioner Arthur C. D'Andrea
Commissioner Shelly Botkin

All Parties of Record (*via electronic transmission*)

FROM: Alexander Scheifler *AS*
Commission Advising

RE: *Application of Southwestern Electric Power Company for Certificate of Convenience and Necessity Authorization and Related Relief for the Acquisition of Wind Generation Facilities*, Docket No. 49737, SOAH Docket No. 473-19-6862, Commissioner Memo, September 12, 2019 Open Meeting, Item No. 14.

DATE: September 11, 2019

Please find enclosed a memorandum by Chairman Walker regarding the above-referenced docket. No other commissioner will file a memorandum in this docket.

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Public Utility Commission of Texas

Memorandum

TO: Commissioner Arthur C. D'Andrea
Commissioner Shelly Botkin

FROM: Chairman DeAnn T. Walker 

DATE: September 11, 2019

RE: Open Meeting of September 12, 2019 – Agenda Item No. 14
Docket No. 49737; SOAH No. 473-19-6862 – *Application of Southwestern Electric Power Company for Certificate of Convenience and Necessity Authorization and Related Relief for the Acquisition of Wind Generation Facilities*

I recommend that the Commission make the following changes to the draft preliminary order in this proceeding.

Issue 20 should be modified and consolidated into Issue 19 as subsection c. The Commission should not address potential future filings and actions of the Commission in this case.

19. Do the wind facilities qualify for a production tax credit?
 - a. What is the timing of receipt of the production tax credit?
 - b. Over what time period will SWEPCO be eligible for the production tax credit? How long can any unused production tax credits be carried forward?
 - c. Will the benefits of the production tax credits flow to customers? If so, how? If not, then why not?
- ~~20. How will the benefits of the production tax credits flow to customers? If through a generation investment recovery rider under PURA § 36.213, and if SWEPCO in the future applies for that rider, should the Commission approve SWEPCO's request for that rider? What additional information would be relevant to such a decision but is unavailable?~~

Issue 25 should be modified for accuracy. Subsections a, b, and c should be kept as stated in the draft.

25. What guarantees to protect consumers does SWEPCO propose? What conditions, reporting requirements, or reviews, if any, should the Commission impose to protect consumers ~~if it conditionally approves the proposed transaction?~~

Finally, I propose delegating to the Office of Policy and Docket Management staff the authority to modify the order to conform to the *Citation and Style Guide for the Public Utility Commission of Texas* and to make other non-substantive changes to the order for such matters as capitalization, spelling, grammar, punctuation, style, correction of numbering, and readability.

I look forward to discussing this matter with you at the open meeting.