



Control Number: 50806



Item Number: 17

Addendum StartPage: 0



SOAH DOCKET NO. 473-20-3633
PUC DOCKET NO. 50806

APPLICATION OF EL PASO § BEFORE THE STATE OFFICE
ELECTRIC COMPANY TO ADJUST §
ITS ENERGY EFFICIENCY COST § OF
RECOVERY FACTOR AND §
ESTABLISH REVISED COST CAP § ADMINISTRATIVE HEARINGS

SOAH ORDER NO. 2
ADOPTING PROCEDURAL SCHEDULE AND SETTING DATE FOR HEARING ON
THE MERITS, GRANTING INTERVENTIONS, AND APPROVING NOTICE

ADOPTING PROCEDURAL SCHEDULE AND SETTING DATE FOR
HEARING ON THE MERITS

On June 3, 2020, the parties filed an agreed procedural schedule that includes dates for two potential scenarios: (1) if a hearing is requested; and (2) if a hearing is not requested. The deadline to request a hearing is June 15, 2020. At the prehearing conference convened on June 4, 2020, El Paso Electric Company (EPE) confirmed its agreement to extend the 180-day deadline in this case if necessary to accommodate briefing, issuance of a Proposal for Decision, and action by the Commission prior to January 1, 2021. Based on the parties' agreement, the following proposed procedural schedule is **ADOPTED**:

Deadline to intervene	June 15, 2020
Deadline to request a hearing	June 15, 2020
If No Hearing Requested	
Staff Recommendation	June 19, 2020
Parties' Proposed Order	June 26, 2020
If a Hearing is Requested	
Deadline to serve discovery on EPE direct*	July 3, 2020

Intervenor Direct Testimony Objections to EPE direct	July 3, 2020
Staff Direct Testimony Objections to Intervenor Direct	July 10, 2020
Objections to Staff Direct Replies to Objections to Intervenor Direct	July 16, 2020
EPE Rebuttal Intervenor Cross-Rebuttal	July 17, 2020
Deadline to serve discovery on Staff Direct and Intervenor Direct	July 20, 2020
Replies to Objections to Staff Direct	July 21, 2020
Deadline to serve discovery on Rebuttal and Cross- Rebuttal*	July 21, 2020
Objections to Rebuttal and Cross-Rebuttal	
Replies to objections to Rebuttal and Cross-Rebuttal Statement of positions if necessary pursuant to 16 Tex. Admin. Code § 22.124 (TAC)	Live at Hearing
Hearing on the merits	10 a.m. July 24, 2020
Initial Briefs	August 3, 2020
Reply Briefs	August 10, 2020

* Responses to RFIs are due 20 calendar days from receipt on EPE's direct and seven calendar days from receipt on Intervenor direct, Staff direct, EPE rebuttal, and Intervenor cross-rebuttal testimony.

If a hearing is requested, **the hearing on the merits will convene as a videoconference at 10 a.m. on July 24, 2020.** The contact information for the videoconference hearing will be provided within 30 days of July 24, 2020. If a hearing is not requested on or before June 15, 2020, the hearing on the merits is automatically cancelled.


II. GRANTING INTERVENTIONS

The City of El Paso and Texas Industrial Energy Consumers (TIEC) filed motions to intervene prior to June 4, 2020. At the prehearing conference, EPE stated that it did not oppose those motions. The motions to intervene filed by the City of El Paso and TIEC are **GRANTED**.

III. APPROVING NOTICE

On June 2, 2020, the Staff of the Public Utility Commission of Texas filed a statement recommending that EPE's notice be found sufficient. On June 3, 2020, EPE filed its proof of notice. Based on these filings, EPE's notice is deemed sufficient.

SIGNED: June 12, 2020.



STEVEN H. NEINAST
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS