



Control Number: 51415



Item Number: 169

Addendum StartPage: 0

RECEIVED

SOAH DOCKET NO. 473-21-0538  
PUC DOCKET NO. 51415

2021 JAN 28 PM 2:48

APPLICATION OF SOUTHWESTERN § BEFORE THE STATE OFFICE  
ELECTRIC POWER COMPANY FOR § OF  
AUTHORITY TO CHANGE RATES § ADMINISTRATIVE HEARINGS

**TEXAS INDUSTRIAL ENERGY CONSUMERS’  
SIXTH SET OF REQUESTS FOR INFORMATION  
TO SOUTHWESTERN ELECTRIC POWER COMPANY**

Pursuant to 16 T.A.C. § 22.144, Texas Industrial Energy Consumers (“TIEC”) requests that Southwestern Electric Power Company (“SWEPCO”) provide all of the information requested in Exhibit “A” within the time frame specified under the procedural schedule set in this proceeding.

Pursuant to 16 T.A.C. § 22.144(c)(2), TIEC further requests that answers to the requests for information be made under oath. Each answer should identify the person responsible for preparing that answer (other than the purely clerical aspects of its preparation) and the name of the witness in this proceeding who will sponsor the answer and who can vouch for its accuracy. In producing documents pursuant to this request for information, please indicate the specific request(s) to which the document is being produced. These requests are continuing in nature, and should there be, for any reason, a change in circumstances which would modify or change an answer supplied by you, such changed answer should be submitted immediately as a supplement to your original answer pursuant to 16 T.A.C. § 22.144(i). Please answer each request and sub-request in the order in which they are listed and in sufficient detail to provide a complete and accurate answer to the request. TIEC further requests that each item of information be made available as it is completed, rather than upon compilation of all information requested.

All information responsive to the requests on the attached Exhibit “A” should be sent to the following persons via overnight courier, on a piecemeal basis as individual items become available:

169

Mr. Rex D. VanMiddlesworth  
Mr. Benjamin B. Hallmark  
Mr. James Z. Zhu  
Thompson & Knight LLP  
98 San Jacinto Boulevard, Ste. 1900  
Austin, Texas 78701  
(512) 469-6100 Telephone  
(512) 469-6180 Facsimile  
[rex.vanm@tklaw.com](mailto:rex.vanm@tklaw.com)  
[benjamin.hallmark@tklaw.com](mailto:benjamin.hallmark@tklaw.com)  
[james.zhu@tklaw.com](mailto:james.zhu@tklaw.com)  
[tk.eservice@tklaw.com](mailto:tk.eservice@tklaw.com)

### **DEFINITIONS AND INSTRUCTIONS**

A. “SWEPCO,” “the Company” or “you” refers to Southwestern Electric Power Company, and its affiliates, subsidiaries, and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons. This definition is not intended to extend an RFI to encompass attorney work product.

B. “Applicant” refers to Southwestern Electric Power Company, and their affiliates, subsidiaries, and any person acting or purporting to act on their behalf, as it relates to the true-up proceeding and related appeals, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons.

C. The terms “document” or “documents” are used in their broadest sense to include, by way of illustration and not limitation, all written or graphic matter of every kind and description whether printed, produced, reproduced or stored by any process whether visually, magnetically, mechanically, electronically or by hand, whether final or draft, original or reproduction, whether or not claimed to be privileged or otherwise excludable from discovery, and whether or not in your actual or constructive possession, custody, or control. The terms include writings, correspondence, telegrams, memoranda, studies, reports, surveys, statistical compilations, notes, calendars, tapes, computer disks, data on computer drives, e-mail, cards, recordings, contracts, agreements, invoices, licenses, diaries, journals, accounts, pamphlets, books, ledgers, publications, microfilm, microfiche and any other data compilations from which information can be obtained and translated, by you if necessary, into reasonably usable form. The definition includes electronic information that has been deleted. “Document” or “documents” shall also include every copy of a document where the copy contains any commentary or notation of any kind that does not appear on the original or any other copy.

D. Pursuant to Rule 196.4 of the Texas Rules of Civil Procedure, TIEC specifically requests that any electronic or magnetic information (which is included in the definition of “document”) that is responsive to a request herein be produced on CD-ROM in a format that is compatible with Adobe Acrobat, Microsoft, Macintosh and/or Word Perfect and be produced with your response to these requests. If emails are responsive to these requests, please provide a searchable .pdf copy of the entire email string. Attachments to emails should be provided with the

email in searchable .pdf form, unless it is stored in a different format, in which the attachment should be produced in its native format and provided on CD-Rom.

E. The terms “and” and “or” shall be construed both disjunctively and conjunctively as necessary to make the request inclusive rather than exclusive.

F. “Each” shall be construed to include the word “every” and “every” shall be construed to include the word “each.”

G. “Any” shall be construed to include “all” and “all” shall be construed to include “any.”

H. The term “concerning,” or one of its inflections, includes the following meanings: relating to; referring to; pertaining to; regarding; discussing; mentioning; containing; reflecting; evidencing; describing; showing; identifying; providing; disproving; consisting of; supporting; contradicting; in any way legally, logically or factually connected with the matter to which the term refers; or having a tendency to prove or disprove the matter to which the term refers.

I. The term “including,” or one of its inflections, means and refers to “including but not limited to.”

J. Words used in the plural shall also be taken to mean and include the singular. Words used in the singular shall also be taken to mean and include the plural.

K. The present tense shall be construed to include the past tense, and the past tense shall be construed to include the present tense.

L. If any document is withheld under any claim of privilege, please furnish a list identifying each document for which a privilege is claimed, together with the following information: date, sender, recipients of copies, subject matter of the document, and the basis upon which such privilege is claimed.

M. Pursuant to 16 T.A.C. § 22.144(h)(4), if the response to any request is voluminous, please provide a detailed index of the voluminous material.

N. If the information requested is included in previously furnished exhibits, workpapers, and responses to other discovery inquiries or otherwise, in hard copy or electronic format, please furnish specific references thereto, including Bates Stamp page citations and detailed cross-references.

O. The term “emails” includes the entire email string and all attachments found anywhere within the email string. Please refer to paragraph “D.” regarding specific instructions for producing such items.

P. “Communications” refers to correspondence of any kind, including emails.

Q. “Identify” and “describe” shall have the meaning set forth below according to the context in which the term is used:

- i. When used in reference to an individual, shall mean to state his or her full name, business affiliation, job title, and business address and telephone number;
- ii. When used in reference to a corporation, shall mean to state its full name, its state of incorporation, its address and its principal place of business;

- iii. When used in reference to any entity other than an individual or corporation, shall mean to state its official name, its organizational form and its address;
- iv. When used in reference to a document, shall mean to state the type of document, date, author, addressee, title, its present location, the name and address of its custodian, and the substance of the contents thereof. In lieu of identifying any document, copies thereof may be furnished; and
- v. When used in reference to a communication, shall mean to state the form of the communication (e.g., telephone conversation, letter, telegram, teletype, telecopy, written memorandum, face to face conversation, or any other form), the date of the communication or the dates on which the communication was sent and/or received if not the same, the parties to the communication, the party who initiated it, the substance of the communication, and the present location and the name and address of the custodian if the communication was non-verbal and/or of any written memorialization of the communication.

Respectfully submitted,

THOMPSON & KNIGHT LLP

/s/ James Z. Zhu

Rex D. VanMiddlesworth  
State Bar No. 20449400  
Benjamin B. Hallmark  
State Bar No. 24069865  
James Z. 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 Z. 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 28th day of January, 2021 by facsimile, electronic mail and/or First Class, U.S. Mail, Postage Prepaid.

/s/ James Z. Zhu

James Z. Zhu

Exhibit "A"

SOAH DOCKET NO. 473-21-0538  
PUC DOCKET NO. 51415

APPLICATION OF SOUTHWESTERN § BEFORE THE STATE OFFICE  
ELECTRIC POWER COMPANY FOR § OF  
AUTHORITY TO CHANGE RATES § ADMINISTRATIVE HEARINGS

**TEXAS INDUSTRIAL ENERGY CONSUMERS'  
SIXTH SET OF REQUESTS FOR INFORMATION  
TO SOUTHWESTERN ELECTRIC POWER COMPANY**

- TIEC 6-1.** Referring to the workbook TIEC\_1-3\_Attachment\_1:
- a. Please provide support for the proforma kWh and kW adjustments.
  - b. Please explain any differences between the SWPTX\_CP and SPP\_CP amounts (e.g., Residential in June).
- TIEC 6-2.** Referring to SWEPCO's response to TIEC 1-4, please provide the supporting exhibits in live EXCEL format.
- TIEC 6-3.** Referring to SWEPCO's response to TIEC 1-7:
- a. Please provide all SPP documents, including FERC Orders, supporting SPP's decision to bill SWEPCO for NITS service for behind-the-meter retail load being served by Eastman Chemical Company effective in October 2018.
  - b. Please confirm that, prior to October 2018, SWEPCO was not billed by SPP for retail behind-the-meter load.
  - c. Please provide all documents prepared by AEP that address the appropriateness or inappropriateness of SPP's decision to bill SWEPCO for NITS service for behind-the-meter retail load.
- TIEC 6-4.** Referring to SWEPCO's response to TIEC 1-8:
- a. Please provide documents showing how the information provided in the response reflects the transmission costs billed to SWEPCO for behind-the-meter retail load.
  - b. Please state the source of the total commercial and industrial NCP demand and explain why this amount was used to derive the Transmission Unit Cost.

- TIEC 6-5.** Please provide a schedule showing the avoided capacity and avoided energy costs used by SWEPCO to evaluate the benefits from energy efficiency programs under TAC § 25.183(e).
- TIEC 6-6.** Referring to SWEPCO’s response to TIEC 1-11, please state the type of meters used to bill customers on the Large Lighting and Power and Metal Melting tariffs.
- TIEC 6-7.** Referring to SWEPCO’s response to TIEC 1-13, please provide the workpapers supporting the costs incurred by SWEPCO to upsize its transformers to allow a customer's equipment to operate correctly or prevent the customer's load from causing problems on the distribution grid.
- TIEC 6-8.** Referring to SWEPCO’s response to TIEC 1-14, please state how the “Eastman Load added October 2018” was determined.
- TIEC 6-9.** Please provide SWEPCO’s response to CARD 2-8, Attachments 1 and 2 in live EXCEL format.
- TIEC 6-10.** Please provide SWEPCO’s response to OPUC 5-9, Attachment 1 in live EXCEL format.
- TIEC 6-11.** Please provide all workpapers in live EXCEL format showing how the monthly SPP load ratio shares were applied in determining the following amounts billed to SWEPCO for the period January 2019 through December 2020:
- a. SPP-related revenues by service schedule as provided in SWEPCO Response No. TIEC 1-15a.
  - b. SPP-related expenses by service schedule as provided in SWEPCO Response No. TIEC 1-15b.
- TIEC 6-12.** Please provide a working version of Mr. Wilson’s Monte Carlo simulation model and WP-GSW.
- TIEC 6-13.** Please provide a list of all regulatory commission proceedings in which Mr. D’Ascendis has testified on rate of return issues in the past ten years, including in the list for each proceeding the return on equity recommended by Mr. D’Ascendis and the return on equity that was ultimately adopted by the regulatory commission.