



Filing Receipt

Received - 2021-11-15 03:54:40 PM

Control Number - 51476

ItemNumber - 43

**SOAH DOCKET NO. 473-21-1200
PUC DOCKET NO. 51476**

APPLICATION OF EL PASO	§	BEFORE THE STATE OFFICE
ELECTRIC COMPANY TO	§	
AMEND ITS CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY	§	OF
FOR THE PINE-TO-SEABECK 115-KV	§	
TRANSMISSION LINE IN	§	
EL PASO COUNTY	§	ADMINISTRATIVE HEARINGS

**SOAH ORDER NO. 8
GRANTING MOTION TO ADMIT EVIDENCE AND REMAND PROCEEDING,
CANCELING HEARING AND PROCEDURAL SCHEDULE,
DISMISSING PROCEEDING FROM SOAH DOCKET, AND
REMANDING PROCEEDING TO THE COMMISSION**

On November 12, 2021, El Paso Electric Company (EPE) filed a Motion to Cancel Hearing and Procedural Schedule, Admit Evidence, and Remand to the Commission (Motion). The Motion notes that Public Utility Commission of Texas (Commission) staff (Staff) and EPE have entered into a Stipulation and Settlement Agreement which was filed concurrently with the Motion and, if approved by the Commission, will resolve all issues in this proceeding. The Motion has merit and is **GRANTED**.

I. ADMITTING EVIDENCE

As requested in the Motion, the following exhibits¹ are **ADMITTED** into evidence:

Exhibit	Interchange Item No.	Document
EPE-1	2, 3	Application of El Paso Electric Company to Amend its Certificate of Convenience and Necessity for the Pine-to-Seabeck 115-kV Transmission Line in El Paso County (including Confidential Attachment 5, Local Area Transmission Map)

¹ The Motion did not list exhibit numbers for the exhibits. The Administrative Law Judge has added exhibit numbers for ease of reference.

Exhibit	Interchange Item No.	Document
EPE-2	8	EPE's Proof of Notice and Publication Regarding the Initial Application, filed December 7, 2020.
EPE-3	19	Texas Parks and Wildlife Department Comments, Letter to Rachelle Robles, filed January 4, 2021.
EPE-4	35	Direct Testimony of Bryn Davis, filed July 29, 2021.
EPE-5	36	Direct Testimony of John D. Wooten, Jr., filed July 29, 2021.
Staff-1	39	Direct Testimony of John Poole, P.E., filed September 30, 2021.

II. CANCELING HEARING AND PROCEDURAL SCHEDULE

A hearing on the merits is currently set to convene November 17-19, 2021 before the State Office of Administrative Hearings (SOAH). It is **ORDERED** that the hearing is **CANCELED**, along with the remainder of the procedural schedule set out in SOAH Order No. 6.

III. REMANDING PROCEEDING

As requested in the Motion, because there are no longer any contested issues, this case is **DISMISSED** from the SOAH docket and **REMANDED** to the Commission for further processing. As soon as practicable, EPE **SHALL** email a Word version of the Proposed Order submitted as Attachment A to the Stipulation to the Commission at cadmorders@puc.texas.gov.

SIGNED November 15, 2021.



PRATIBHA J. SHENOY
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS