

SOAH DOCKET NO. 473-21-2427

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APPLICATION OF EL PASO  
ELECTRIC COMPANY TO ADJUST  
ITS ENERGY EFFICIENCY COST  
RECOVERY FACTOR AND  
ESTABLISH REVISED COST CAP

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BEFORE THE STATE OFFICE  
OF  
ADMINISTRATIVE HEARINGS

**TEXAS INDUSTRIAL ENERGY CONSUMERS' MOTION TO INTERVENE**

Texas Industrial Energy Consumers ("TIEC"), pursuant to the Public Utility Regulatory Act ("PURA"), TEX. UTIL. CODE ANN. §§ 11.001 et seq., and §§ 22.102, 22.103(b), and 22.104 of the Commission's Rules of Practice and Procedures, files this Motion to Intervene in the above-referenced proceeding, respectfully showing as follows:

1. The names, address, and telephone number of TIEC's authorized representatives are:

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All pleadings and other documents should be served upon TIEC's authorized representatives.

2. TIEC is an association of industrial consumers of electricity, and TIEC's principal purpose is to address electricity matters in proceedings before the Commission. TIEC members for this case include Marathon Petroleum Corporation.

3. On May 1, 2021, El Paso Electric Company ("EPE") filed an application for approval to revise its Energy Efficiency Cost Recovery Factor ("EECRF") and request to establish a revised cost cap.

4. Because TIEC member companies own and operate industrial facilities in the EPE service territory and purchase electricity from EPE, TIEC members will be impacted by any determinations the Commission may make regarding EPE's application.

For the above stated reasons, TIEC respectfully requests that the Commission grant this Motion to Intervene and admit TIEC as an intervenor in this proceeding for all purposes, and for such other relief to which it may be justly entitled.

Respectfully submitted,

O'MELVENY & MYERS LLP

/s/ Benjamin B. Hallmark

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**ATTORNEYS FOR TEXAS INDUSTRIAL  
ENERGY CONSUMERS**

#### **CERTIFICATE OF SERVICE**

I, Benjamin B. Hallmark, Attorney for TIEC, hereby certify that a copy of TIEC's Motion to Intervene was served on all parties of record in this proceeding on this 14<sup>th</sup> day of June, 2021 by facsimile, electronic mail and/or First Class, U.S. Mail, Postage Prepaid.

/s/ Benjamin B. Hallmark

Benjamin B. Hallmark