



Filing Receipt

Received - 2021-08-20 01:31:44 PM
Control Number - 52195
ItemNumber - 125

**SOAH DOCKET NO. 473-21-2606
PUC DOCKET NO. 52195**

APPLICATION OF EL PASO	§	BEFORE THE STATE
ELECTRIC COMPANY TO CHANGE	§	OF
RATES	§	ADMINISTRATIVE HEARINGS

**VINTON STEEL, LLC’S
SECOND REQUESTS FOR INFORMATION
ON EL PASO ELECTRIC COMPANY**

COMES NOW Vinton Steel, LLC (“Vinton Steel”) and requests that El Paso Electric Company (“EPE”) answer the following questions under oath. Please present your response in accordance with the requirements of P.U.C. PROC. R. 22.144(c)(2). State the name of the witness in this matter who will sponsor the answer to the question and can vouch for the truth of the answer. The answer should be filed under oath, or the responding party should stipulate in writing that the answer can be treated by all parties as if filed under oath. The response is requested within twenty (20) calendar days. EPE is under a continuing obligation to supplement or amend as needed in accordance with P.U.C. PROC. R. 24.144.

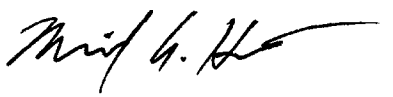
These RFIs are intended to not be duplicative of other discovery propounded by any other party, therefore to the extent any information requested herein is found in responses to other discovery, EPE’s response should so state rather than producing additional responses. If any information sought herein has already been filed in the Docket, then reference to the location of that information is a sufficient response.

Provide your response to the undersigned counsel at the address and email listed below and submit an original and three copies of your answers to the questions to the Filing Clerk, Public Utility Commission of Texas, 1701 N. Congress Avenue, Suite 8-100, Austin, Texas 78701.

These requests are not intended to seek, and should be read as expressly excluding, privileged information or documents. Should any information be withheld from a response, please state in that response that you are withholding information or materials and the privilege(s) asserted.

Respectfully Submitted,

LAW OFFICE OF MIGUEL A. HUERTA, PLLC
7500 Rialto Blvd., Ste. 250
Austin, Texas 78735
(512) 494-9500 (Telephone)
(512) 494-9505 (Facsimile)
miguel@mhuertalaw.com


By: 

Miguel A. Huerta
State Bar No. 00787733

ATTORNEYS FOR VINTON STEEL LLC

CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of August, 2021 a true and correct copy of the above and foregoing document is being served via electronic mail, facsimile, U.S. mail and/or hand delivery to all parties of record.



Miguel A. Huerta

Definitions

“You” and “Your” refers to El Paso Electric Company (“EPE”), the Applicant in PUC Docket No. 52195.

“El Paso Electric Company” or “EPE” or “the Applicant” refers to its officers, employees, agents, representatives, attorneys, and all other natural persons, businesses, or legal entities, presently or formerly, acting in concert with, under the direct or indirect control of, or on behalf of EPE.

“Vinton Steel, LLC” or “Vinton Steel” refers to its officers, employees, agents, representatives, attorneys, and all other natural persons, businesses, or legal entities, presently or formerly, acting in concert with, under the direct or indirect control of, or on behalf of Vinton Steel.

The term **“Commission”** refers to the Public Utility Commission of Texas, an administrative agency of the State of Texas, and its Staff and Commissioners, natural persons employed by and working for the agency.

The term **“Staff”** as used herein refers to the natural persons employed by and working for the Public Utility Commission of Texas in any capacity.

"Document" and "Documents" are used herein in their broadest sense as set forth in Tex. R. Civ. P. 192.3(b), and specifically include electronic information or magnetic data as described in Rule 196.4. These words mean and include all written, printed, typed, recorded, or graphic matter of every kind and description, both original and copies, and all attachments and appendices. Without limiting the foregoing, the terms "Document" and "Documents" shall include all agreements, contracts, Communications, correspondence, letters, opinion letters, telegrams, telexes, telefaxes, messages, memoranda, records, reports, books, summaries or other records of telephone conversations or interviews, summaries or other records of personal

conversations or interviews, minutes, summaries, or other records of meetings and conferences, statements obtained from witnesses, summaries or other records of negotiations, other summaries, diaries, diary entries, calendars, appointment books, time records, instructions, work assignments, forecasts, progress reports, statistical data, statistical statements, financial statements, work sheets, work papers, drafts, graphs, charts, tables, accounts, analytical records, consultants' and experts' reports, appraisals, bulletins, notes, notices, marginal notations, notebooks, telephone records, bills, statements, records of obligation and expenditure, invoices, lists, journals, printouts, compilations, tabulations, analyses, studies, surveys, expense reports, microfilm, microfiche, tape or disc recordings, sound recordings, video recordings, film, tape, photographs, programs and data compilations from which information can be obtained (including matter used in data processing), and other printed, written, handwritten, typewritten, recorded, stenographic, computer-generated, computer-stored, magnetically-stored, optically-stored, or electronically stored matter and Electronic Information, however produced, prepared, reproduced, disseminated, made or stored in any data source. The words "Document" and "Documents" also include all copies of documents by whatever means made, except that where a document is produced, identical copies of it that do not contain any markings, additions, or deletions that are different from the original do not have to be separately produced.

The term "**Communication**" includes, without limitation of its generality, statements, discussions, conversations, speeches, meetings, remarks, questions, answers, panel discussions and symposia, whether written or oral. The term includes, without limitation of its generality, both communications and statements which are face-to-face and those which are transmitted by any media such as intercoms, telephones, television, radio, or computer including electronic information.

The term **“Electronic Information”** includes, without limitation, the following: databases, data files, program files (e.g. DOC, XLS, WPD files), image files (e.g. JPEG, TIFF, PDF files), email messages and files, voice mail messages and files, instant messaging messages, text messages, temporary files, system-history files, deleted files or emails, back up files and archival files, website files, website information stored in textual, graphical or audio format, cache files, and cookies stored in any Data Sources in EPE’s possession or control.

The term **“Data Sources”** includes, without limitation, mainframe computers, network servers, internet (“web”) servers, computers (including desktop, laptop, and handheld computers), hard drives (including portable or temporary hard drives), flash drives (including thumb drives, secure digital cards, or other flash memory devices), email servers, handheld devices like personal digital assistants and cell phones or smart phones (e.g. iPhones, BlackBerrys).

The terms **"relate" or "relating"** to any given subject, when used to specify a document, communication, statement, or correspondence mean any document, communication, statement, or correspondence that constitutes, contains, evidences, embodies, reflects, identifies, states, discusses, refers to, deals with, or is in any manner whatsoever pertinent to that subject.

The term **“identify,” when used in reference to a natural person** means to provide his or her (1) full name and (2) present or last known position or business affiliation, job title, employment address, and telephone number.

The terms **"identify" and "describe," when used in reference to facts, an event, or an allegation**, means to include: (a) a detailed description of the facts, events, or allegation at issue; (b) the date or dates on which the facts or event occurred, or the time period involved in the events giving rise or relating to the allegation; (c) the name, address, telephone number, and

affiliation of all persons involved in the facts, event, or allegation; and (d) the date, author, addressee or recipient, and type of document of any document relating to or concerning the event or allegation.

The term “**EPE Application**” means the Application of El Paso Electric Company to Change Rates, filed at the Public Utility Commission of Texas on June 1, 2021, PUC Docket No. 52195.

**VINTON STEEL, LLC'S SECOND REQUEST
FOR INFORMATION TO EL PASO ELECTRIC COMPANY**

- 2-1 Please refer to the response to VS 1-7. Please explain and define the phrase “long-term” and explain how “Advanced Metering” may reduce the need for emergency programs.
- 2-2 Please refer to the response to VS 1-14. The table contains a list of average load factors by customer. Describe how the average load factor was derived. For example, does the table reflect the average annual load factor, average monthly load factor, etc.
- 2-3 Refer to the response to VS 1-20. The response indicates that Rate 30 is not subject to “some limiter” because it is cost-based. Please identify all other rates that are cost-based and not subject to a limiter.
- 2-4 Please refer to WP/Q-7, page 50 of 76. It contains an incremental capacity cost of \$113.81. Please provide an explanation of how that value was determined, including all calculations to support your response.
- 2-5 Please refer to Exhibit DCH-3. Line 8.0 reflects a 15% reserve margin for planning purposes. What is the projected reserve margin for each year over the 10-year planning horizon?
- 2-6 If the interruptible capacity is not available over the 10-year planning horizon, what would be the projected reserve margin, by year? Please explain in detail and provide all calculations to support your response.
- 2-7 Refer to the response to VS 1-13. The response states that EPE expects to acquire 32 mW of interruptible capacity over the next three years. Please explain why the expected interruptible capacity is not included in the 10-year planning horizon contained in Exhibit DCH-3.