



Filing Receipt

Received - 2021-09-29 11:28:14 AM
Control Number - 52195
ItemNumber - 209

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

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

EL PASO ELECTRIC COMPANY'S RESPONSE TO
OFFICE OF PUBLIC UTILITY COUNSEL'S
NINTH REQUEST FOR INFORMATION
QUESTION NOS. OPUC 9-1 THROUGH OPUC 9-3

TABLE OF CONTENTS

SEPTEMBER 29, 2021

| | |
|---------------|---|
| OPUC 9-1..... | 2 |
| OPUC 9-2..... | 3 |
| OPUC 9-3..... | 4 |

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

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

EL PASO ELECTRIC COMPANY'S RESPONSE TO
OFFICE OF PUBLIC UTILITY COUNSEL'S
NINTH REQUEST FOR INFORMATION
QUESTION NOS. OPUC 9-1 THROUGH OPUC 9-3

OPUC 9-1:

Please refer to the Rate Filing Package, WP G-7.9(a).3, sponsored by Ms. Cynthia Prieto. Please provide a breakdown of the \$10,094,312 balance of excess accumulated deferred income taxes ("EADIT") for each of the retirement plans, including, but not limited to, the Retirement Income Plan, the Supplemental Executive Retirement Plan ("SERP") and the Excess Benefit Plan. If the EADIT related to the SERP and the Excess Benefit Plan are not included in the \$10,094,312, please provide the line item of EADIT that does include these two benefits and the EADIT amount related to each as of December 31, 2020.

RESPONSE:

Please see the following breakout of the retirement plans' excess deferred taxes related to the Tax Cuts and Jobs Act of 2017:

| | |
|----------------------------------|----------------|
| Excess Benefit Plan | (\$ 1,024,836) |
| Key Employee Supplemental (SERP) | (\$ 1,338,767) |
| Other Employee Benefits (OPEB) | (\$13,012,578) |
| Pension (RIP) | \$ 5,281,869 |

Preparer: Tamera Henderson

Title: Manager – Tax

Sponsor: Cynthia S. Prieto

Title: Vice President – Controller

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

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

EL PASO ELECTRIC COMPANY'S RESPONSE TO
OFFICE OF PUBLIC UTILITY COUNSEL'S
NINTH REQUEST FOR INFORMATION
QUESTION NOS. OPUC 9-1 THROUGH OPUC 9-3

OPUC 9-2:

Please refer to the Rate Filing Package WP G-7.4, Sponsored by Mr. Sean Ihorn. Please provide a schedule that details, by line, the EADIT amounts included in the \$283,625,228 of Excess Deferred Taxes- Federal. Please be sure to specifically include each of the remaining amounts shown as protected EADIT categories on Schedule G-7.9(a), page 4 resulting from the Tax Cuts and Jobs Act ("TCJA").

RESPONSE:

The amounts in Schedule G-7.4 are the total amounts of Excess Deferred Income Taxes ("EDIT") which include the regulatory gross-up amounts. The amounts in Schedule G-7.9(a) represent the EDIT amounts, excluding the regulatory gross-up amounts, on which the amortization calculations were based. The detail of the EDIT resulting from the Tax Cuts and Jobs Act of 2017, including the breakout of protected and unprotected EDIT, are included in WP G-7.9(a).03 on WP1.

Preparer: Tamera Henderson

Title: Manager – Tax

Sponsor: Cynthia S. Prieto
Sean Ihorn

Title: Vice President – Controller
Director – Tax

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

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

EL PASO ELECTRIC COMPANY'S RESPONSE TO
OFFICE OF PUBLIC UTILITY COUNSEL'S
NINTH REQUEST FOR INFORMATION
QUESTION NOS. OPUC 9-1 THROUGH OPUC 9-3

OPUC 9-3:

Please refer to the Rate Filing Package, WP G-7.9(a).3, sponsored by Ms. Cynthia Prieto, Tab “WP1a Excess TCJA for Rider.” Please confirm or deny that the remaining balances of EADIT included in the adjusted test year for each of the protected EADIT categories is the balance at December 31, 2020 less the total of the protected excess not yet taken to date as shown on this schedule. If deny, please provide the amounts included in the adjusted test year for each of the EADIT line items and in which FERC account they are included on Schedule B-01.

RESPONSE:

El Paso Electric Company denies the above assertion. The balance of excess accumulated deferred income taxes (“EDIT”) from the Tax Cuts and Jobs Act of 2017 (“TCJA”) included in Schedule B-1 for the adjusted Test Year is shown on WP G-7.9(a).3, WP1 Excess TCJA, in column (i). The adjusted Test Year amount for EDIT from the TCJA is included in Schedule B-1 on line 16 – Tax Regulatory Liabilities, FERC Account 254.3.

Preparer: Tamera Henderson

Title: Manager – Tax

Sponsor: Cynthia S. Prieto

Title: Vice President – Controller