



## Filing Receipt

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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 THIRD SUPPLEMENTAL RESPONSE TO  
CITY OF EL PASO'S FIFTH REQUEST FOR INFORMATION  
QUESTION NOS. CEP 5-1 THROUGH CEP 5-42

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CEP 5-12:

Refer to the Direct Testimony of EPE witness Doyle at Page 16, Lines 17-18. Please provide EPE's complete file regarding this transaction, including all backup information created and/or retained supporting the presentation provided in response to CEP 1-4 and 1-5.

THIRD SUPPLEMENTAL RESPONSE:

El Paso Electric Company ("EPE") assumes the reference to CEP 1-4 and CEP 1-5 refer to the discovery questions in Docket No. 49148. Please see EPE's response to CEP 5-1 through 5-11 in this docket. Please see also CEP 5-12, Attachment 1 Voluminous, Attachments 2 and 3, Attachment 4 Confidential Voluminous, and Attachment 5 Confidential.

Please see CEP 5-12-Supplemental, Attachment 4 Confidential, CEP 5-12-Second Supplemental, Attachment 4 Confidential, and CEP 5-12-Third Supplemental, Attachment 4 Confidential, as additions to CEP 5-12, Attachment 4 Confidential Voluminous.

Preparer: Darcy Welch

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Title: Vice President – Transmission and  
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EL PASO ELECTRIC COMPANY

SOAH Docket No. 473-21-2606

PUC Docket No. 52195

CEP's 5th, Q. No. CEP 5-12 Third Supplemental

Attachment 4

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PUBLIC

CEP 5-12 Third Supplemental, Attachment 4, is a CONFIDENTIAL and/or HIGHLY SENSITIVE PROTECTED MATERIALS attachment.

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

**APPLICATION OF EL PASO  
ELECTRIC COMPANY TO  
CHANGE RATES**

§  
§  
§

**BEFORE THE STATE OFFICE  
OF  
ADMINISTRATIVE HEARINGS**

**CONFIDENTIALITY STATEMENT UNDER**  
**SECTION 4 OF THE PROTECTIVE ORDER**

The undersigned attorney for El Paso Electric Company (“EPE”) submits this statement under the section 4 of the Protective Order entered in this case. Materials provided in CEP 5-12-Third Supplemental, Attachment 4 Confidential, are exempt from public disclosure pursuant to sections 552.101 and 552.110 of the Public Information Act<sup>1</sup> and section 418.181 of the Texas Government Code.

In particular, some of the information contained in the documents identified above concerns business operations that are commercially sensitive and not otherwise readily available to the public and that if released could cause substantial competitive harm to EPE or the owner of the confidential information. Additionally, some of the information in the documents identified above is subject to confidentiality provisions that require EPE to prevent the public release of the information contained therein. Finally, other information in the documents identified above concerns highly sensitive, confidential critical infrastructure that EPE is required to keep confidential and the public release of which could jeopardize the security of EPE's system.

The undersigned counsel for EPE has reviewed the information described above sufficiently to state in good faith that the information is exempt from disclosure under the Public Information Act and Texas Government Code and merits the confidential protected materials designation given to it.

<sup>1</sup> Tex. Gov't Code Ann. § 552.110.

Respectfully submitted,

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A handwritten signature in black ink, appearing to read 'CWA B M' with a long horizontal stroke extending to the right.

Everett Britt

**ATTORNEYS FOR EL PASO ELECTRIC  
COMPANY**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of this document was served by email on all parties of record on December 10, 2021.

A handwritten signature in black ink, appearing to read 'CWA B M' with a long horizontal stroke extending to the right.

Everett Britt