



## Filing Receipt

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

<b>APPLICATION OF EL PASO ELECTRIC COMPANY TO CHANGE RATES</b>	<b>§ § §</b>	<b>BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS</b>
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**AGREED ORDER OF WITNESSES AND CROSS EXAMINATION  
AND LIST OF WAIVED WITNESSES**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGES:

Pursuant to SOAH Order Nos. 7 and 9, El Paso Electric Company (“EPE”), on behalf of the parties to this case, hereby files this Agreed Order of Witnesses and Cross Examination. In addition, this filing identifies those witnesses for whom all parties have waived cross-examination.

**I. AGREED ORDER OF WITNESSES AND CROSS-EXAMINATION**

The parties agree to present their witnesses and conduct cross-examination in the order set forth on Attachment A. While the parties have agreed to phase the hearing as set forth on the attachment, they recognize that some witnesses may have testimony or knowledge that is relevant to each of the phases provided in Attachment A and that some issues may overlap. Accordingly, the parties reserve the right to cross any witness on any relevant matter during any phase. In addition, the parties have agreed that if a witness appears in more than one phase, a party cross-examining that witness may have a different attorney conduct the cross-examination in the different phase.


**II. WAIVER OF CROSS-EXAMINATION**

The parties have identified the following witnesses for whom all parties have waived cross-examination:

EPE witnesses Dan Dane and Roderick Knight

Respectfully submitted,

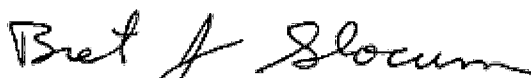
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By:   
Bret J. Slocum

**ATTORNEYS FOR EL PASO ELECTRIC  
COMPANY**

**CERTIFICATE OF SERVICE**

A copy of this filing has been served on all counsel of record on this 6<sup>th</sup> day of January,  
2022.

  
Bret J. Slocum

The hearing will be phased as follows:

<b>Date</b>	<b>Phase</b>
January 10-11	First Phase (Revenue Requirement other than rate of return)
January 12	Second Phase (rate of return)
January 13-remainder of hearing	Finish First Phase (if necessary) Third Phase (cost allocation/rate design)

## **First Phase**

### **Revenue Requirement**

<b>Party</b>	<b>Witness</b>	<b>Order of Cross</b>
EPE Direct	Schichtl	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, CEP, Staff
	Prieto (Ihorn)	
	Hancock	
	Dane	
	Borden	
	Knight	
	Spanos	
	Hawkins	
	Olson	
	Horton	
	Doyle	
TIEC	Higgins	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, OPUC, CEP, EPE, Staff
FMI	LaConte	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, Rate 41, TIEC, OPUC, CEP, EPE, Staff
CEP	M. Garrett	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, EPE, Staff
	D Garrett	
	Norwood	
	Nalepa	
	Brazell	
DOD/FEA	Salcedo	IBEW, W. Silver, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, CEP, EPE, Staff
OPUC	Cannady	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, CEP, EPE, Staff
Staff	Givens (Hopingardner)	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, CEP, EPE
	Stark	
	Graham	

EPE Rebuttal	Schichtl	IBEW, W. Silver, DOD, Walmart, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, CEP, Staff
	Prieto	
	Hancock	
	Borden	
	Spanos	
	Hawkins	
	Olson	
	Horton	
	Doyle	

## Second Phase

### Return

Party	Witness	Order of Cross
EPE Direct	Budtke	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, CEP, Staff
	Nelson	
IBEW	Bazar	W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, CEP, EPE, Staff
DOD/FEA	Reno	IBEW, W. Silver, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, CEP, EPE, Staff
Walmart	Kronauer	IBEW, W. Silver, DOD, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, CEP, EPE, Staff
TIEC	Gorman	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, OPUC, CEP, EPE, Staff
FMI	LaConte	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, Rate 41, TIEC, OPUC, CEP, EPE, Staff
CEP	Lawton	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, EPE, Staff
Staff	Sears	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, CEP, EPE,
EPE Rebuttal	Budtke	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, CEP, Staff
	Nelson	

## Third Phase

### Cost Allocation and Rate Design

Party	Witness	Order of Cross
EPE Direct	Novela	IBEW, OPUC, CEP, Rate 41, DOD, Walmart, TCGA, W. Silver, UTEP, Vinton, FMI, TIEC, Staff
	Hernandez	
	Carrasco	
	Schichtl	
	Doyle	

**ATTACHMENT A**

TIEC	Higgins	FMI, Vinton, UTEP, W. Silver, Walmart, TCGA, DOD, Rate 41, OPUC, CEP, IBEW, EPE, Staff
DOD/FEA	Blank	UTEP, W. Silver, Walmart, TCGA, FMI, TIEC, Vinton, Rate 41, OPUC, CEP, IBEW, EPE, Staff
Walmart	Teague	UTEP, W. Silver, DoD, Rate 41, OPUC, CEP, IBEW, TCGA, FMI, TIEC, Vinton, EPE, Staff
Vinton	Stanley	FMI, TIEC, DoD, UTEP, W. Silver, Walmart, TCGA, Rate 41, OPUC, CEP, IBEW, EPE, Staff
UTEP	Pevoto	W. Silver, Walmart, TCGA, DoD, FMI, TIEC, Vinton, Rate 41, OPUC, CEP, IBEW, EPE, Staff
FMI	Pollock	TIEC, Vinton, UTEP, W. Silver, Walmart, DOD, Rate 41, OPUC, CEP, IBEW, EPE, Staff
Rate 41	Daniels	IBEW, OPUC, CEP, W. Silver, DOD, Walmart, TCGA, UTEP, Vinton, FMI, TIEC EPE, Staff
OPUC	Evans	IBEW, CEP, Rate 41, DOD, Walmart, TCGA, W. Silver, UTEP, Vinton, FMI, TIEC, EPE, Staff
CEP	Johnson	IBEW, OPUC, Rate 41, DOD, Walmart, TCGA, W. Silver, UTEP, Vinton, FMI, TIEC, EPE, Staff
	Lawton	
Staff	Narvaez	IBEW, W. Silver, DOD, Walmart, TCGA, Vinton, UTEP, FMI, Rate 41, TIEC, OPUC, CEP, EPE
	Abbott	
EPE Rebuttal	Normand	IBEW, OPUC, CEP, Rate 41, DOD, Walmart, TCGA, W. Silver, UTEP, Vinton, FMI, TIEC, Staff
	Novela	
	Hernandez	
	Carrasco	
	Doyle	