



## Filing Receipt

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

<b>APPLICATION OF EL PASO</b>	<b>§</b>	<b>BEFORE THE STATE OFFICE</b>
<b>ELECTRIC COMPANY TO</b>	<b>§</b>	<b>OF</b>
<b>CHANGE RATES</b>	<b>§</b>	<b>ADMINISTRATIVE HEARINGS</b>

**JOINT RESPONSE TO SOAH ORDER NO. 12**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGES:

Pursuant to SOAH Order No. 12, the parties to this case hereby file this their joint response addressing the submission required by that Order. In SOAH Order No 12, the Administrative Law Judges required the parties to address four questions. The parties' response is as follows:

1. Whether the parties' previously announced agreement on revenue requirement will narrow the issues submitted to the ALJs for resolution;

Parties' response: Because the revenue requirement agreement was contingent on resolving the remaining issues and those have not been resolved, that agreement does not narrow the issues that the ALJs need to resolve. However, there have been some discussions to attempt to narrow the issues.

2. The number of days the parties expect the remaining hearing on the merits to last;

Parties' response: The parties estimate that there will be three days of hearing.

3. At least three alternative hearing dates, in different weeks (excluding March 14 - 18; April 5, 22, 28-29; June 1-10), as well as a post-hearing briefing schedule; and

Parties' response: The only days that the parties have identified that will work looking out to mid-May, being mindful of the days excluded by the ALJs, are March 22 to 24<sup>th</sup> and March 28<sup>th</sup>, with the hearing on March 28<sup>th</sup> for Walmart's witness to be presented because he is not available on March 22 to 24. If those days will not work for the ALJs, the parties will need further discussions to identify alternate days. With regard to a briefing schedule, the parties have agreed to the following:

Initial Brief April 15, 2022

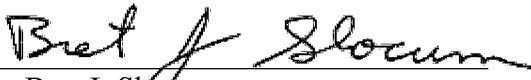
Reply Brief May 2, 2022

4. Whether the May 31, 2022 effective date set in SOAH Order No. 2 should be extended.

Parties' Response: Yes. Anticipating consideration of a Final Order at the August 4<sup>th</sup> Open Meeting and based on the understanding that the relate-back of November 3, 2022 is not affected by this agreement, EPE agrees to extend the jurisdictional deadline for action by the Public Utility Commission of Texas until August 19, 2022.

Respectfully submitted,


Bret J. Slocum  
State Bar No. 18508200  
[bslocum@dwmrlaw.com](mailto:bslocum@dwmrlaw.com)  
Casey Bell  
State Bar No. 24012271  
[cbell@dwmrlaw.com](mailto:cbell@dwmrlaw.com)  
Duggins Wren Mann & Romero, LLP  
P.O. Box 1149  
Austin, Texas 78767  
(512) 744-9300  
(512) 744-9399 (fax)

By:   
Bret J. Slocum

**ATTORNEYS FOR EL PASO ELECTRIC  
COMPANY**

**CERTIFICATE OF SERVICE**

A copy of the foregoing Joint Response to SOAH Order No. 12 has been served on all counsel of record on this 11<sup>th</sup> day of March, 2022.

  
Bret J. Slocum