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

APPLICATION OF EL PASO ELECTRIC COMPANY TO CHANGE RATES	§ § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
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**JOINT MOTION TO IMPLEMENT
UNCONTESTED STIPULATION AND AGREEMENT**

The parties to these proceedings support the resolution of this proceeding in accordance with the Stipulation and Agreement (Agreement), which is attached to this Motion as Exhibit A. Rate 41 Group's acceptance of the terms of the Agreement is contingent on approval granted by each individual Rate 41 member.¹ The Agreement settles all issues in these proceedings and is uncontested. In order to implement this settlement, the signatories to the Agreement (Signatories), who are also the parties to this Motion and have authorized El Paso Electric Company (EPE) to file it on their behalf, respectfully move that the State Office of Administrative Hearings (SOAH) Administrative Law Judges (ALJs) grant the requests listed below.

I. SUMMARY OF REQUESTS

The parties to this Motion respectfully request that the ALJs:

1. Admit into evidence the documents identified below in Section III.
2. Grant interim rates for bills issued on or after August 1, 2022 for the base rate increase and each of the riders.
3. Dismiss the docket from SOAH's docket and return the case to the Commission for ultimate disposition.

¹ Rate 41 Group's governing boards are expected to consider the settlement during meetings in August 2022. In the interest of facilitating interim rate implementation by August 1, 2022, counsel for Rate 41 represents that the group does not object to the ALJs granting the Joint Motion to admit evidence, set interim rates, and remand this case to the Commission. However, Rate 41 Group reserves the right to withdraw from the Agreement before a final order is issued by the Commission if all necessary board approvals are not obtained prior to the Commission considering the Agreement.

II. SUMMARY OF THE UNCONTESTED AGREEMENT

The Agreement resolves all issues in these proceedings, as detailed in that agreement. A high level summary of the principal provisions of the Agreement is as follows:²

1. **Base Rates:** EPE should receive an overall increase of \$5.149 million in Texas base rate and other revenues. (Article I.1.)
2. **Prudence Finding Regarding Investment:** With two exceptions concerning specific amounts related to EPE's investment in the Isleta Right of Way and spare parts at the Montana Power Station, including a spare LMS 100 Turbine and Booster, all of EPE's investment through the test year end is included in rate base. (Article I.D.) (Article I.B.)
3. **Depreciation:** EPE's depreciation rates are resolved. (Article I.H.)
4. **Financial matters:** The Agreement specifies EPE's weighted average cost of capital, cost of debt, return on equity, and capital structure. (Article I.C.)
5. **COVID 19 Costs:** The Agreement provides for a rider for the recovery of costs EPE has incurred due to the pandemic.
6. **Rider for Retiring Plants:** The Agreement provides for the costs associated with EPE's generating units Newman Units 1 and 2 and Rio Grande 7 to be separated out into a separate rider and for such rider to continue for so long as such units continue to be operated for the benefit of customers. (Articles I.E. and I.F.)
7. **Rate Case Expenses:** The Agreement provides for a rider for recovery of EPE's rate case expenses, including the reimbursement of the City of El Paso's expenses in an agreed amount that have been incurred through March 31, 2022.
8. **Excess Deferred Income Taxes:** The Agreement provides for the amortization of certain identified Excess Deferred Federal Income tax back to customers over a four year period, but that the amount otherwise to be amortized will be first applied against any relate back surcharge.
9. **Baselines for DCRF, TCRF and GCRR:** the baseline values that will apply if EPE files for approval of a distribution cost recovery factor or transmission cost

² This summary is provided for convenience and does not capture all the items addressed by the Agreement. Articles cited in this Motion refer to the articles in the Agreement. To understand all of its provisions, please see the Agreement, which is Exhibit A to this Motion.

recovery factor are specified, along with EPE's agreement to include only a jurisdictional allocator consistent with treatment of Newman Unit 6 as a system resource, unless EPE petitions outside a GCRR filing and the treatment as a system resource is then otherwise modified in a subsequent Commission order. (Articles I.J., I.K., and I.L.)

10. **Distribution of base rate revenues:** The Agreement specifies how the revenue increase, both the base rate increase and the riders, will be distributed among the rate classes. (Article I.N.)
11. **Rate design and tariff approval:** —The Agreement also addresses tariff and rate design issues. (Article I.P.)

III. MOTION TO ADMIT EVIDENCE

The Signatories request that the following additional documents be admitted into the record:

1. The following intervenor testimonies filed in this proceeding, but not yet admitted into the record:
 - a. OPUC Exhibits 54 through 66--Direct testimony, workpapers, and attachments 1 through 13 of the Office of Public Utility Counsel witness Evan Evans.
 - b. OPUC Exhibits 67 through 76--Cross-rebuttal testimony, workpapers, and attachments 1 through 9 of the OPUC witness Evan Evans.
 - c. Rate 41 Group's Exhibits 1, 1a, and 1b--Direct testimony and exhibits, corrections, and workpapers of Rate 41 Group's witness James Daniel.
 - d. Rate 41 Group's Exhibits 2 and 2a--Cross-rebuttal testimony and exhibits, and workpapers of Rate 41 Group's witness James Daniel.
 - e. University of Texas at El Paso (UTEP) Exhibits 1, 1a, 1b, and 1c—Direct testimony, workpaper KP-1, workpaper KP-2, and Errata of UTEP witness Kit Pevoto.
 - f. UTEP Exhibits 2, 2a, and 2b—Cross-rebuttal testimony and two workpapers of UTEP witness Kit Pevoto.
 - g. Vinton Steel Exhibit 1-- Direct Testimony of Raymond J. Stanley.

- h. Vinton Steel Exhibit 2—Cross-Rebuttal Testimony of Raymond J. Stanley.
- 2. The supplemental settlement testimony of James Schichtl, on behalf of EPE, and the supplemental settlement testimony of Darryl Tietjen, on behalf of the Staff, in support of the Agreement, filed concurrently with this Motion; and
- 3. The Agreement in Exhibit A, along with its attachments.
- 4. Rate case expense information previously filed by EPE in its responses to Staff's Sixth and Eleventh Requests for Information as follows:
 - a. El Paso Electric Company's Third Supplemental Response to Commission Staff's Sixth Request for Information (AIS 545)
 - b. El Paso Electric Company's Third Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 546)
 - c. El Paso Electric Company's CONFIDENTIAL Third Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 548)
 - d. El Paso Electric Company's Fourth Supplemental Response to Commission Staff's Sixth Request for Information (AIS 561)
 - e. El Paso Electric Company's Fourth Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 562)
 - f. El Paso Electric Company's CONFIDENTIAL Fourth Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 563)
 - g. El Paso Electric Company's Fifth Supplemental Response to Commission Staff's Sixth Request for Information (AIS 573)
 - h. El Paso Electric Company's Fifth Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 574)
 - i. El Paso Electric Company's CONFIDENTIAL Fifth Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 575)
 - j. El Paso Electric Company's Sixth Supplemental Response to Commission Staff's Sixth Request for Information (AIS 587)

- k. El Paso Electric Company's Sixth Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 588)
 - l. El Paso Electric Company's CONFIDENTIAL Sixth Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 589)
 - m. El Paso Electric Company's Seventh Supplemental Response to Commission Staff's Sixth Request for Information (AIS 595)
 - n. El Paso Electric Company's Seventh Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 596)
 - o. El Paso Electric Company's CONFIDENTIAL Seventh Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 597)
5. The rate case expense information previously filed by the City of El Paso as follows:
- a. Staff Exhibit 20-- City of El Paso's (CEP) First Monthly Supplemental Rate Case Expense Submission (AIS 486).
 - b. City of El Paso's Second Supplemental Rate Case Expense Submission (AIS 551)
 - c. City of El Paso's Third Supplemental Rate Case Expense Submission (AIS 568)
 - d. City of El Paso's Fourth Supplemental Rate Case Expense Submission (AIS 580)
 - e. City of El Paso's Fifth Supplemental Rate Case Expense Submission (AIS 590)
 - f. City of El Paso's Sixth Supplemental Rate Case Expense Submission (AIS 594)

IV. MOTION FOR INTERIM RATES

The Signatories request that the ALJs enter an Order approving interim rates for the base-rates and riders agreed upon under the Agreement, as reflected in the agreed tariff, effective August 1, 2022 and subject to refund or surcharge to the extent that they differ from the final rates.

V. MOTION TO DISMISS CASE AND RETURN TO COMMISSION


The Signatories request that this case then be dismissed from SOAH's docket and be returned to the Commission for ultimate disposition. Attached as Exhibit B is a draft order for the ALJs to consider that grant these requests.

VI. CONCLUSION

In conclusion, the Signatories respectfully request that the ALJs issue an order granting the requests in this motion.

Respectfully Submitted,

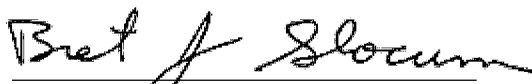
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Bret Slocum

**ATTORNEYS FOR
EL PASO ELECTRIC COMPANY**

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this document was served by electronic mail, facsimile, hand-delivery, overnight delivery, or 1st Class U.S. Mail on all parties of record in this proceeding on July 15, 2022.


Bret Slocum

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

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

STIPULATION AND AGREEMENT

Public Utility Commission of Texas (PUCT or Commission) Docket No. 52195 is the proceeding established to determine the just and reasonable base rates for El Paso Electric Company (EPE or Company). Settlement discussions among the parties to Docket No. 52195 have been held, including for base rate purposes, revenue allocation, and rate design issues. As a result of these discussions, the parties to Docket No. 52195 either agree to or do not oppose the terms of this Stipulation and Agreement, including its Exhibits (the Agreement). Rate 41 Group's execution of the Agreement is contingent on approval being granted by each individual Rate 41 member.¹ The signatories to the Agreement (Signatories) further agree to support the Commission's implementation of the Agreement. The Agreement provides for a resolution of all base rate issues in this docket.

The Signatories agree that this Agreement results in just and reasonable rates and that the public interest will be served by resolution of the issues in the manner prescribed by this Agreement. Therefore, in consideration of the mutual agreements expressed herein, the Signatories agree and stipulate as follows:

Article I

Base Rate Revenue and Rate Issues

- 1. Base Rates:** The Signatories agree that the Commission should authorize EPE to implement a rate increase of \$5.149 million in Texas base rate and non-firm revenues over EPE's adjusted test year base rate revenues, as presented in EPE's rebuttal case in the rebuttal testimony of Adrian Hernandez filed on November 19, 2021.² In addition, the

¹ See Rate 41 Group's signature block for a full explanation of its contingent agreement.

² In addition to the Transmission Cost Recovery Factor (TCRF) and Distribution Cost Recovery Factor (DCRF) investments being moved to base rates.

parties agree to EPE's proposed changes to Miscellaneous charges as reflected in its proposed tariff, Rate Schedule No. 99. The new rates shall be effective for electricity consumed on and after November 3, 2021.

2. **Prudence Finding Regarding Investment:** The Signatories agree that all EPE investment since the September 30, 2016, end of the Docket No. 46831 test year through the December 31, 2020, end of the test year in this Docket No. 52195, as presented in EPE's rate filing package, is used and useful in providing service and prudent and included in rate base, except for the following items:
 - a. a disallowance to the original cost for the Isleta Right of Way (which is described in the direct testimony of Clay Doyle filed on June 1, 2021) as follows: in any future TCRF or base rate proceeding, the original cost of \$16.8 million will be reduced such that the net plant in service balance as of December 31, 2022, will be \$7.962 million (Texas retail); and
 - b. a disallowance of \$500,000 of the original cost (total company) of the spare LMS 100 Turbine and Booster at the Montana Power Station, which are described in the direct testimony of Kyle Olson filed on June 1, 2021.
3. **Depreciation:** The Signatories agree that beginning with the effective date of rates in this case, November 3, 2021, EPE will use the depreciation rates as proposed in the direct testimony of Staff witness Heidi Graham, filed on October 29, 2021 and reflected in her Attachment HG-3. These depreciation rates are shown on Exhibit 1.
4. **Financial Matters:** Effective beginning with the effective date of rates in this case, November 3, 2021, EPE's Weighted Average Cost of Capital (WACC) shall be 7.501% based upon a 5.576% Cost of Debt, an authorized Return on Equity (ROE) of 9.35%, and EPE's proposed regulatory capital structure of 49% long-term debt and 51% equity. The foregoing WACC, Cost of Debt, ROE, and capital structure will apply for purposes of calculating EPE's allowance for funds used during construction and in proceedings where the WACC is required, for example, in TCRF, DCRF, and Generation Cost Recovery Rider (GCRR) filings.
5. **Nuclear Decommissioning.** No costs for nuclear decommissioning are included in EPE's cost of service.

6. **COVID 19 Costs:** For costs incurred through test-year end, EPE will recover \$6,297,803 of deferred COVID-19 costs through a separate COVID-19 surcharge over a four-year period (\$1,574,451 annually in addition to the base rate revenue requirement in Item No. 1 above). None of the test-year COVID-related costs are included in either EPE's rate base or EPE's base rate revenue requirement. EPE will not include any carrying costs, including but not limited to rate of return, on the unamortized amount of the regulatory asset recovered through the surcharge. This surcharge and the four-year amortization shall not relate back and instead will begin in the first billing cycle after approval by the Commission's final order in this proceeding. By March 31 of each year, EPE will file for approval of a true-up of the previous year to account for any changes in the bad-debt amount and additional COVID-related expenses incurred after the test-year and deferred pursuant to the March 26, 2020 Order in Project No. 50664, and the Commission, after notice and process as defined in the Order in Project No. 50664, may adjust the COVID-19 surcharge to account for approved costs.
7. **Riders for Retiring Plants:** This item No. 7 applies to three of EPE's units: Rio Grande Unit 7 and Newman Units 1 and 2 (collectively called the Retiring Plants). EPE will implement a rider for the Retiring Plants in an amount of approximately \$5,935,946 per year, based on the ROE in item No. 4 above and on depreciation in item No. 3 above, that will continue until a unit discontinues the provision of electric service, including contingent service for reliability purposes, to Texas ratepayers. This rider will relate back to the effective date for base rates, which is November 3, 2021.

This rider is in addition to the base rate revenue requirement in Item No.1 above.

- a. The rider shall continue to be charged so long as there is continued electric service provided from each unit, including contingent service for reliability purposes. Rider charges will be adjusted as each unit discontinues electric service to Texas ratepayers.
- b. Retirement dates chosen by EPE shall require supporting evidence in the next base rate proceeding and are subject to challenge by Staff and Intervenors in that docket.

- c. Any over-recovery by EPE for an incorrect retirement date shall be subject to a refund to be provided to ratepayers in accordance with the cost allocation and rate design approved in the final order in Docket No. 52195.
 - d. Other than as provided by paragraph a. above, any necessary updates to the rider to reflect changing costs will be brought in a base rate proceeding.
 - e. The treatment of any undepreciated capital remaining following discontinuance of cost recovery through the rider for any applicable generation unit will be addressed in a future base rate proceeding.
8. **Rate Case Expenses:** In accordance with Staff's recommendation, rate case expenses of \$4,087,168 will be removed from base rates, and incurred rate case expenses in the amount of \$4,267,270 will be recovered through a rate rider over a four-year period without carrying costs. This rider includes along with other rate case expenses the rate case expenses for this proceeding incurred through March 31, 2022, after and agreed reduction of \$3,275. Rate case expenses incurred after March 31, 2022 through the final order in this proceeding will be considered in EPE's next rate proceeding. The term "incurred" means when the underlying service was performed that resulted in the charge. This recovery of rate case expenses is in addition to the base rate revenue requirement in Item No.1 above. This surcharge and the four-year amortization shall not relate back and instead will begin in the first billing cycle after approval by the Commission's final order in this proceeding. The parties recognize that the final order in Docket No. 52040 may have implications concerning the expenses from that proceeding included in the rider. If the final order in Docket No. 52040 does modify any of the expenses included in the rate case expense rider, EPE will make a compliance filing to adjust the rider to reflect the Commission's Order. EPE will follow the Commission's guidance as to the appropriate treatment of rate-case expenses incurred in Docket No. 52040 after March 31, 2022.
9. **Excess Deferred Income Taxes:** Excess Deferred Income Taxes (EDIT) in a total company amount of \$24,091,867 million (\$3,106,666 million unprotected and \$20,985,201 million stub period protected) will be included as a rider to be returned to Texas customers over a four-year period of \$4,717,101 (Texas retail) per year, \$6,098,168 after grossing up for taxes. This rider and the four-year amortization shall not relate back and instead will

begin in the first billing cycle after approval by the Commission. However, the amount that would otherwise be returned to customers in the fourth year, and any and all previous years proceeding backwards if necessary, will be first used as an offset against the relate-back surcharge as provided in Paragraph 10, and any remaining amount will be returned in the amortization. The Signatories agree to revise the EDIT credit rider in the event amounts included in the rider are determined by the Internal Revenue Service to be a violation of tax normalization requirements.

10. **Relate-back of Rates.** Any relate-back surcharge applicable to the base rates and the Retiring Plant rider will be avoided, if possible, by offsetting the surcharge amount on a rate class-by-rate class basis with the EDIT that would otherwise be refunded to customers as provided by Paragraph 9. If after such netting against the EDIT, the customer still has a relation-back balance owed to EPE, the customer will be surcharged over a 12 month period to recover that balance. If a customer class is due a net refund after calculation of the relate-back for base rates and the retiring plant rider, that refund will be credited back to the customer over a 12-month period.

The Commission Order should require EPE to file a schedule showing its calculation of the relate back of rates to November 3, 2021, and the corresponding offset to the Excess Deferred Income Taxes provided under the agreement in a compliance docket to be set up, titled *Compliance for the Final Order in Docket No. 52195 (Application of El Paso Electric Company to Change Rates)*, Project No. #####. The Commission order should also require EPE to include as part of the filing its proposed tariffs for any refunds or surcharges resulting from the relate back, including any necessary adjustment to the Excess Deferred Income Tax Rider, and that no later than 45 days after the date of the filing, any intervenor in the instant proceeding or the Staff may request a hearing on the filing.

11. **DCRF, TCRF, and GCRR:** EPE's existing DCRF and TCRF are set to zero. It is not necessary to refund any of the revenues EPE collected through its TCRF through December 31, 2020, or through its DCRF. Baselines for DCRF, TCRF, and GCRR are attached as Exhibits 2, 3, and 4, and will be used as the baseline in any DCRF, TCRF, or GCRR that EPE files after the conclusion of this proceeding. EPE agrees that the GCRR

baseline includes a jurisdictional allocator consistent with the treatment of Newman Unit 6 as a system resource, unless EPE petitions outside a GCRR filing and the treatment as a system resource is then otherwise modified in a subsequent Commission order.

12. **Revenue Distribution/Class Allocation/Rate Design:** The Signatories agree that Revenue Distribution/Class Allocation of the base rate increase and the riders shall be as shown on Exhibit 5 of this Agreement. The Signatories also agree to the components of the design of rates as shown on Exhibit 6. The Signatories agree to the approval of the attached tariff, Exhibit 7, which was designed consistent with the Agreements presented by this paragraph and Exhibits 5 and 6.
13. **Additional Ring-Fencing:** EPE will be subject to two of the additional Ring-Fencing provisions proposed by Staff:
 - a. No EPE Debt Secured by Non-EPE Assets. EPE's debt will not be secured by non-EPE assets.
 - b. No Commingling of Assets. Except for access to the utility money pool and use of shared assets governed by the Commission's affiliate rules, EPE will not commingle its assets with those of Sun Jupiter Holdings, LLC or IIF US Holding 2 LP.
14. **Collaboration Regarding Distributed Generation Benefits:** In paragraph 9 of Order Attachment A to the Final Order in EPE's last rate proceeding, Docket No. 46831, EPE committed to collaborating with interested stakeholders prior to proposing any modification of the rate design agreed-to in that proceeding for customers who have distributed generation. EPE agrees to begin such collaboration within 90 days of a final order in this proceeding.
15. **Schedule No. FTRF Update.** EPE withdraws its request to amend this schedule (Federal Tax Refund Factor Update) and, as a result, that schedule expires concurrently with the effective date of the base rates indicated in item #1 above.

Article II

Implementation of the Agreement

1. Proposed Order

The Signatories agree that the Commission should issue the proposed order, attached as Exhibit 8, which is consistent with the terms of this Agreement.

2. Joint Motion

The Signatories agree that EPE can file a Joint Motion on behalf of the parties to implement this agreement and request interim rates, subject to refund or surcharge to the extent that they differ from the final rates, effective August 1, 2022.

3. Effect of Agreement

- a. The Agreement urges the Commission to adopt an appropriate order consistent with the terms stated herein. The terms of this Agreement may not be used either as an admission or concession or evidence in any other proceeding. The Signatories further agree that all oral or written statements made during the course of the settlement negotiations may not be used for any purpose and are governed by TEX. R. EVID. 408. The obligations set forth in this subsection shall continue and be enforceable, even if this Agreement is terminated as provided below.
- b. This Agreement is binding on each Signatory only for the purpose of settling the issues as set out herein and for no other purpose. Except to the extent that this Agreement expressly governs a Signatory's rights and obligations for future periods, this Agreement, including all terms provided herein, shall not be binding or precedential on a Signatory outside of this case except for a proceeding to enforce the terms of this Agreement. The Signatories acknowledge and agree that a Signatory's support of the matters contained in this Agreement may differ from its position or testimony in other proceedings. To the extent there is a difference, a Signatory does not waive its position in such other proceedings. Because this is a settlement agreement, a Signatory is under no obligation to take the same position as set out in this Agreement in other proceedings, whether those proceedings present the same or a different set of circumstances. The Agreement is the result of compromise and was arrived at only for the purposes of settling this case. The

Agreement is not intended to be precedential except to the extent that: i) the agreement in Article I, item No. 2, is a final determination on the prudence, reasonableness and necessity of the cost of EPE's investment; ii) the agreements in Article I item No. 11 are final determinations of the DCRF, TCRF and GCRR baselines being established by this case; and iii) the agreements in Article I, item Nos. 3 (depreciation) and 4 (cost of capital), are intended to be adopted by the Commission and remain in place until such time as they may be changed on a prospective basis.

- c. A Signatory's agreement to entry of a final order of the Commission consistent with this Agreement should not be regarded as an agreement to the appropriateness or correctness of any assumptions, methodology, or legal or regulatory principle that may have been employed in reaching this Agreement.
- d. This Agreement reflects a compromise, settlement, and accommodation among the Signatories, and the Signatories agree that the terms and conditions stated herein are interdependent. If the Commission does not accept this Agreement as presented or enters an order inconsistent with any material term of this Agreement, any Signatory shall have the right to withdraw from all commitments and obligations and to seek a hearing on all issues, present evidence, and advance any positions it desires, as if it had not been a Signatory.
- e. This Agreement contains the entire understanding and agreement of the Signatories, and it supersedes all other written and oral exchanges or negotiations among them or their representatives with respect to the subjects contained herein. Neither this Agreement nor any of the terms of this Agreement may be altered, amended, waived, terminated, or modified, except by a writing properly executed by the Signatories.
- f. There are no third-party beneficiaries of this Agreement. Although this Agreement represents a settlement among the Signatories with respect to the issues presented in this proceeding, this Agreement is merely a settlement proposal submitted to the Commission, which has the authority to enter an order resolving these issues.

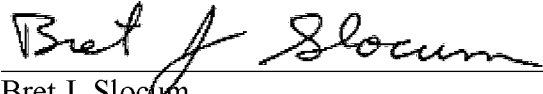
- g. This Agreement is a true and complete resolution of all contested issues in this proceeding.
- h. Each signing representative warrants that he or she is duly authorized to sign this Agreement on behalf of the Signatory he or she represents. Facsimile and PDF copies of signatures are valid for purposes of evidencing execution. The Signatories may sign individual signature pages to facilitate the circulation and filing of the original of this Agreement. The Signatories agree that they will use reasonable efforts to obtain expeditious implementation of this Agreement by entry of appropriate orders in Docket No. 52195.

4. Execution

The Signatories agree that this document may be executed in multiple counterparts and filed with facsimile signatures.

The date of this Agreement is deemed to be July 15, 2022.

AGREED:

A handwritten signature in black ink, reading "Bret J. Slocum", is written over a horizontal line.

Bret J. Slocum

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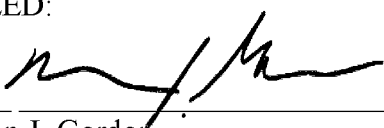
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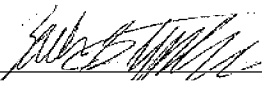
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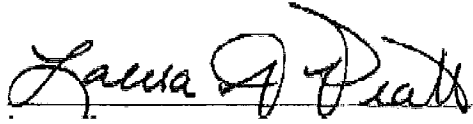
AGREED:

A handwritten signature in black ink, appearing to read 'Kever', is written over a horizontal line.

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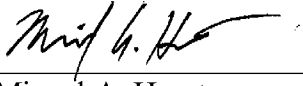
AGREED:

A handwritten signature in black ink, reading "Laura A. Pratt". The signature is written in a cursive style with a horizontal line underneath.

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AGREED:

/s/ Julie A. Clark

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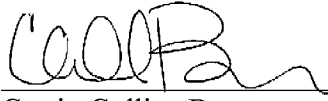
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AGREED:



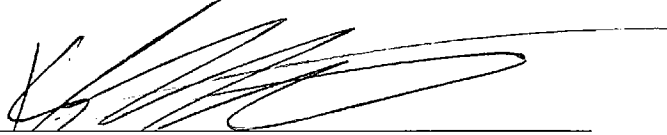
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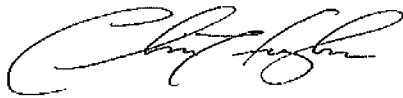
A handwritten signature in black ink, appearing to read 'K. J. Smith', written over a horizontal line.

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Rate 41 Group's acceptance of the terms of the Agreement is contingent on approval being granted by each individual Rate 41 member. Rate 41 Group's governing boards are expected to consider the Agreement during meetings in August 2022. In the interest of facilitating interim rate implementation by August 1, 2022, counsel for Rate 41 Group represents that the group does not object to the ALJs granting the parties' Joint Motion to admit evidence, set interim rates, and remand this case to the Commission. However, Rate 41 Group reserves the right to withdraw from the Agreement before a final order is issued by the Commission if all necessary board approvals are not obtained prior to the Commission considering the Agreement.


AGREED:



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July 7, 2022

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52195 EPE

Attachment HG-3

***EPE Response to CoEP RFI 7-37

Staff's Recommended Depreciation Rates

Acct No.	Description of Account	Depreciation Rate (%)***
	Steam Production Plant	
311	Structures and Improvements	
	Rio Grande Unit No. 6	0.00
	Rio Grande Unit No. 7	0.00
	Rio Grande Unit No. 8	1.49
	Rio Grande Common	5.70
	Newman Unit No. 1	0.00
	Newman Unit No. 2	9.24
	Newman Unit No. 3	3.42
	Newman Unit No. 4	5.33
	Newman Unit No. 5	1.82
	Newman Common	2.25
	Total 311	3.04
312	Boiler Plant Equipment	
	Rio Grande Unit No. 6	0.00
	Rio Grande Unit No. 7	0.00
	Rio Grande Unit No. 8	2.25
	Rio Grande Common	5.11
	Newman Unit No. 1	3.03
	Newman Unit No. 2	11.48
	Newman Unit No. 3	3.80
	Newman Unit No. 4	6.91
	Newman Unit No. 5	1.78
	Newman Common	2.13
	Total 312	2.60
313	Engines and Engine Driven Generators	
	Newman Unit No. 1	0.00
	Newman Unit No. 4	7.08
	Newman Unit No. 5	2.12
	Total 313	4.35
314	Turbogenerator Units	
	Rio Grande Unit No. 6	0.00
	Rio Grande Unit No. 7	0.69
	Rio Grande Unit No. 8	1.41
	Newman Unit No. 1	5.35
	Newman Unit No. 2	5.67
	Newman Unit No. 3	6.18
	Newman Unit No. 4	1.41
	Newman Unit No. 5	2.02
	Newman Common	0.00
	Total 314	2.67
315	Accessory Electric Equipment	
	Rio Grande Unit No. 6	0.00
	Rio Grande Unit No. 7	8.16
	Rio Grande Unit No. 8	4.95
	Newman Unit No. 1	0.02
	Newman Unit No. 2	0.00
	Newman Unit No. 3	4.54
	Newman Unit No. 4	0.00
	Newman Unit No. 5	1.82
	Newman Common	2.38
	Total 315	2.19

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Attachment HG-3

***EPE Response to CoEP RFI 7-37

Staff's Recommended Depreciation Rates

Acct No.	Description of Account	Depreciation Rate (%)***
316	Miscellaneous Power Plant Equipment	
	Rio Grande Unit No. 6	-
	Rio Grande Unit No. 7	-
	Rio Grande Unit No. 8	1.45
	Rio Grande Common	4.20
	Newman Unit No. 1	0.02
	Newman Unit No. 2	0.00
	Newman Unit No. 3	0.63
	Newman Unit No. 4	0.00
	Newman Unit No. 5	1.34
	Newman Zero Liquid Discharge	1.84
	Newman Zero Liquid Discharge Membranes	0.00
	Newman Common	1.87
	Total 316	1.09
341	Structures and Improvements	
	Copper Power Station	1.32
	Rio Grande Unit No. 9	2.33
	Montana Power Unit No. 1	2.21
	Montana Power Unit No. 2	2.21
	Montana Power Unit No. 3	2.16
	Montana Power Unit No. 4	2.18
	Montana Power Common	2.20
	Renewable Solar - Other	4.61
	Total 341	2.25
342	Fuel Holders, Producers and Accessories	
	Copper Power Station	0.55
	Rio Grande Unit No. 9	2.25
	Montana Power Common	2.23
	Total 342	2.20
343	Prime Movers	
	Rio Grande Unit No. 9	2.24
	Montana Power Unit No. 1	2.16
	Montana Power Unit No. 2	2.16
	Montana Power Unit No. 3	2.19
	Montana Power Unit No. 4	2.21
	Montana Power Common	2.10
	Total 343	2.18
344	Generators	
	Copper Power Station	0.00
	Rio Grande Unit No. 9	2.33
	Montana Power Unit No. 1	2.28
	Montana Power Unit No. 2	2.28
	Montana Power Unit No. 3	2.21
	Montana Power Unit No. 4	2.22
	Renewable Solar - Other	1.58
	Total 344	1.72

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Attachment HG-3

***EPE Response to CoEP RFI 7-37

Staff's Recommended Depreciation Rates

Acct No.	Description of Account	Depreciation Rate (%)***
345	Accessory Electric Equipment	
	Copper Power Station	6.53
	Rio Grande Unit No. 9	2.21
	Montana Power Unit No. 1	2.23
	Montana Power Unit No. 2	2.22
	Montana Power Unit No. 3	2.21
	Montana Power Unit No. 4	2.23
	Montana Power Common	2.11
	Renewable Solar - Other	4.54
	Total 345	2.55
346	Miscellaneous Power Plant Equipment	
	Copper Power Station	0.30
	Rio Grande Unit No. 9	2.23
	Montana Power Unit No. 1	2.17
	Montana Power Unit No. 2	2.16
	Montana Power Unit No. 3	2.15
	Montana Power Unit No. 4	2.18
	Montana Power Common	1.97
	Total 346	0.93
	Transmission Plant	
	Other	
350	Land Rights (Isleta)	3.79
350	Land Rights	1.02
350	Land Rights Arizona Interconnection Project	1.02
350	Land Rights Palo Verde Transmission	1.02
	Total 350	2.24
352	Structures and Improvements Other	1.16
	Structures and Improvements Arizona Interconnection Project	1.16
	Structures and Improvements Palo Verde Transmission	1.16
	Total 352	1.16
353	Station Equipment Other	1.56
	Station Equipment Arizona Interconnection Project	1.56
	Station Equipment Palo Verde Transmission	1.56
	Total 353	1.56
354	Towers and Fixtures Other	1.19
	Towers and Fixtures Arizona Interconnection Project	1.19
	Towers and Fixtures Palo Verde Transmission	1.19
	Total 354	1.19
355	Poles and Fixtures Other	1.91
	Poles and Fixtures Arizona Interconnection Project	1.91
	Poles and Fixtures Palo Verde Transmission	1.91
	Total 355	1.91
356	Overhead Conductors and Devices Other	1.61
	Overhead Conductors and Devices Arizona Interconnection Project	1.61
	Overhead Conductors and Devices Palo Verde Transmission	1.61
	Total 356	1.61

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Attachment HG-3

***EPE Response to CoEP RFI 7-37

Staff's Recommended Depreciation Rates

Acct No.	Description of Account	Depreciation Rate (%)***
359	Roads and Trails Other	1.28
	Roads and Trails Palo Verde Transmission	1.28
	Total 359	1.28
	Distribution Plant	
360	Land Rights Texas	1.32
	Total 360	1.32
361	Structures and Improvements Texas	1.46
	Total 361	1.46
362	Station Equipment Texas	1.43
	Total 362	1.43
364	Poles, Towers and Fixtures Texas	3.11
	Total 364	3.11
365	Overhead Conductors and Devices Texas	2.35
	Total 365	2.35
366	Underground Conduit Texas	1.50
	Total 366	1.50
367	Underground Conductors and Devices Texas	3.07
	Total 367	3.07
368	Line Transformers Texas	2.34
	Total 368	2.34
369	Services Texas	1.38
	Total 369	1.38
370	Meters Texas	2.62
	Total 370	2.62
371	Installations On Customers' Premises Texas	3.22
	Total 371	3.22
373	Street Lighting and Signal Systems Texas	2.06
	Total 373	2.06
	General Plant	
390	Structures and Improvements - Other	2.97
390	Structures and Improvements - System Ops Building	3.66
390	Structures and Improvements - Stanton Tower	2.30
390	Structures and Improvements - Eastside Operations Center	2.11
390	Structures and Improvements - Energy Management System	6.67
	Total 390	2.56

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Attachment HG-3

***EPE Response to CoEP RFI 7-37

Staff's Recommended Depreciation Rates

Acct No.	Description of Account	Depreciation Rate (%)***
	General Plant Other	
391	Office Furniture and Equipment Other	0.49
391.1	Office Furniture and Equipment (Computer Equipment)	20.00
392	Transportation Equipment	10.02
393	Stores Equipment	0.37
394	Tools, Shop and Garage Equipment	3.44
395	Laboratory Equipment	6.65
396	Power Operated Equipment	3.86
397	Communication Equipment	8.43
398	Miscellaneous Equipment	8.72
	Total General Plant Other	10.30
	Asset Retirement Obligations (a)	
317	Newman Common	
317	Rio Grande Common	
347	Copper Power Station	
347	Montana Power Common	
399	General Plant	

(a) Although there is no depreciation rate, the related accretion expense for Asset Retirement Obligations will be included in the settlement.

	DIST	Residential Rate 01	Small General Service Rate 02	Recreational Lighting Rate 07	Street Lighting Rate 08	Traffic Signals Rate 09	TOU Municipal Pumping Rate 11TOU	Electric Refining Rate 15	Water Heating Rate WH
DIC _{RC}	640,494,268	394,192,475	32,804,185	2,215,314	6,515,630	66,982	13,379,999	282	1,936,528
ROR _{AT}	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%
DEPR _{RC}	26,775,771	16,701,136	1,416,106	88,717	388,980	2,764	529,010	26	95,964
FIT _{RC}	7,554,443	4,646,376	386,300	26,137	78,373	790	157,853	3	22,548
OT _{RC}	1,210,800	748,566	62,694	4,127	14,223	126	24,816	1	3,885
DISTREV _{RC}	88,668,620	54,818,513	4,591,159	302,204	1,041,554	9,232	1,817,337	54	284,538
ALLOC _{CLASS}		61.8240%	5.1779%	0.3408%	1.1747%	0.0104%	2.0496%	0.0001%	0.3209%
BDRC-CLASS		2,478,851,326	272,309,109	3,676,526	36,054,763	2,655,162	172,350,354	90,000	5,123,640
BDRC-CLASS BASIS		KWH	KWH	KWH	KWH	KWH	KWH	KW	KWH

	Irrigation Service Rate 22	General Service Rate 24	Large Power Rate 25	Petroleum Refining Rate 26	Private Area Lighting Rate 28	Electric Furnace Rate 30	Military Reservation Rate 31	Cotton Gin Rate 34	City & County Rate 41
DICRC	863,576	126,818,644	34,741,060	1,635	6,440,484	451	2,142	623,654	19,891,229
RORAT	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%
DEPRRC	34,702	5,043,304	1,365,514	149	296,563	41	196	24,495	788,103
FITRC	10,188	1,496,254	409,671	18	77,919	5	24	7,355	234,629
OTRC	1,611	235,680	64,300	4	12,689	1	6	1,154	36,917
DISTREVR	117,940	17,259,205	4,708,791	316	929,253	87	414	84,512	2,703,512
ALLOCCCLASS	0.1330%	19.4648%	5.3105%	0.0004%	1.0480%	0.0001%	0.0005%	0.0953%	3.0490%
BDRC-CLASS	3,840,029	4,599,057	1,412,387	484,800	26,829,319	62,983	612,000	5,904	618,580
BDRC-CLASS BASIS	KWH	KW	KW	KW	KWH	KW	KW	KW	KW

	TRAN	Residential Rate 01	Small General Service Rate 02	Recreational Lighting Rate 07	Street Lighting Rate 08	Traffic Signals Rate 09	TOU Municipal Pumping Rate 11TOU	Electric Refining Rate 15	Water Heating Rate WH
TIC	243,021,236	134,989,652	11,488,608	0	0	31,385	3,851,915	1,251,670	61,637
TIC (net of ADIT)	194,779,057	108,124,067	9,208,053	2,013	3,561	25,211	3,091,457	1,005,046	49,636
ROR	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%
RTIC	14,609,871	8,110,105	690,672	151	267	1,891	231,882	75,386	3,723
TDEPR	7,488,913	4,159,825	354,032	0	0	967	118,700	38,571	1,901
Other Exp (Prop. Taxes)	7,456,537	4,139,087	352,503	81	143	965	118,355	38,478	1,901
TFIT	2,300,230	1,277,696	108,741	0	0	297	36,459	11,847	583
TOT (revenue-related)	1,443,527	801,469	68,242	10	19	187	22,902	7,444	367
TCRED	(19,509,898)	(10,837,055)	(922,313)	0	0	(2,520)	(309,234)	(100,485)	(4,948)
revreqt	13,789,178	7,651,128	651,877	242	428	1,788	219,063	71,242	3,526
ATC	5,348,990	2,971,174	252,869	0	0	691	84,782	27,550	1,357
ALLOC		100%	100%	100%	100%	100%	100%	100%	100%
ClassALLOC		55.5032%	4.7274%	0.0013%	0.0022%	0.0129%	1.5876%	0.5162%	0.0255%
RR	19,138,168	10,622,301	904,745	242	428	2,478	303,846	98,792	4,882
BD		2,478,851,326	272,309,109	3,676,526	36,054,763	2,655,162	172,350,354	90,000	5,123,640
BD BASIS		KWH	KWH	KWH	KWH	KWH	KWH	KW	KWH

	Irrigation Service Rate 22	General Service Rate 24	Large Power Rate 25	Petroleum Refining Rate 26	Private Area Lighting Rate 28	Electric Furnace Rate 30	Military Reservation Rate 31	Cotton Gin Rate 34	City & County Rate 41
TIC	234,253	51,070,961	16,605,945	6,693,370	0	829,432	8,449,624	2,750	7,460,032
TIC (net of ADIT)	187,391	40,953,763	13,324,047	5,374,692	2,665	666,273	6,780,096	2,404	5,978,682
ROR	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%	7.50%
RTIC	14,056	3,071,835	999,402	403,142	200	49,975	508,557	180	448,445
TDEPR	7,219	1,573,796	511,727	206,262	0	25,560	260,383	85	229,887
Other Exp (Prop. Taxes)	7,173	1,567,830	510,097	205,772	107	25,509	259,570	92	228,875
TFIT	2,217	483,394	157,178	63,354	0	7,851	79,977	26	70,610
TOT (revenue-related)	1,390	303,466	98,714	39,810	14	4,935	50,231	17	44,310
TCRED	(18,806)	(4,100,009)	(1,333,136)	(537,348)	0	(66,587)	(678,341)	(221)	(598,896)
revreqt	13,248	2,900,313	943,982	380,992	321	47,242	480,376	180	423,232
ATC	5,156	1,124,091	365,503	147,324	0	18,256	185,979	61	164,198
ALLOC	100%	100%	100%	100%	100%	100%	100%	100%	100%
ClassALLOC	0.0962%	21.0282%	6.8423%	2.7605%	0.0017%	0.3422%	3.4818%	0.0013%	3.0694%
RR	18,404	4,024,404	1,309,485	528,315	321	65,498	666,356	241	587,430
BD	3,840,029	4,599,057	1,412,387	484,800	26,829,319	62,983	612,000	5,904	618,580
BD BASIS	KWH	KW	KW	KW	KWH	KW	KW	KW	KW

EL PASO ELECTRIC COMPANY
2021 TEXAS RATE CASE - SETTLEMENT
GENERATION COST RECOVERY RIDER BASELINE VALUES

Exhibit AH-3S
Page 1 of 1

1 Texas Retail Jurisdictional Production Allocation Factor (TRAF) 81.0545%

2 Rate Class Billing Determinants (BD_{RC-CLASS})

		kWh	kW
TXRT01	Residential Service	2,478,851,326	
TXRT02	Small General Service	272,309,109	
TXRT07	Outdoor Recreational Lighting Service	3,676,526	
TXRT08	Street Lighting	36,054,763	
TXRT09	Traffic Signals	2,655,162	
TXRT11TOU	Municipal Pumping Service - TOU	172,350,354	
TXRT15	Electrolytic Refining Service	42,604,774	90,000
TXRTWH	Water Heating Service	5,123,640	
TXRT22	Irrigation Service	3,840,029	
TXRT24	General Service	1,450,801,644	4,599,057
TXRT25	Large Power Service	611,107,048	1,412,387
TXRT26	Petroleum Refining Service	314,641,719	484,800
TXRT28	Private Area Lighting Service	26,829,319	
TXRT30	Electric Furnace Rate	21,568,632	62,983
TXRT31	Military Reservation Service	297,329,301	612,000
TXRT34	Cotton Gin Service	1,596,380	5,904
TXRT41	City and County Service	193,240,554	618,580
		5,934,580,280	7,885,711

3 Rate of Return (ROR_{RC}) 7.501%

4 Rate Class Allocation Factors (ALLOC_{RC-CLASS})

TXRT01	Residential Service	55.171906%
TXRT02	Small General Service	4.712835%
TXRT07	Outdoor Recreational Lighting Service	0.029709%
TXRT08	Street Lighting	0.291268%
TXRT09	Traffic Signals	0.016753%
TXRT11TOU	Municipal Pumping Service - TOU	1.569694%
TXRT15	Electrolytic Refining Service	0.512098%
TXRTWH	Water Heating Service	0.041376%
TXRT22	Irrigation Service	0.096393%
TXRT24	General Service	20.923010%
TXRT25	Large Power Service	6.785173%
TXRT26	Petroleum Refining Service	2.727371%
TXRT28	Private Area Lighting Service	0.216730%
TXRT30	Electric Furnace Rate	0.340273%
TXRT31	Military Reservation Service	3.455975%
TXRT34	Cotton Gin Service	0.012893%
TXRT41	City and County Service	3.096543%
		100.000000%

EPE Proposed Allocation

Line	Rate	Rate Class	Base Rate Revenue @ Present Rates	EPE Revised Settlement	Plant Retirement Rider	Rate Case Expense Rider	COVID Expense Rider	Total Increase	Percent Increase	Excess ADIT Amortization Rider	Net Increase	Net Percent Increase
1		Proposed Base Revenue Increases										
2	01	Residential Service	\$ 273,638,830	\$ 6,583,153	\$ 3,254,762	\$ 658,282	\$ 971,519	\$ 11,467,716	4.19%	\$(3,522,352)	\$ 7,945,364	2.90%
3	02	Small General Service	33,319,685	(267,548)	278,794	66,685	98,417	176,347	0.53%	(303,978)	(127,630)	-0.38%
4	07	Outdoor Recreational Lighting	462,980	70,610	1,834	1,274	1,881	75,599	16.33%	(7,762)	67,837	14.65%
5	08	Government Street Lighting	4,046,620	(17,406)	17,974	7,327	10,813	18,708	0.46%	(28,903)	(10,196)	-0.25%
6	09	Traffic Signals	95,204	2,920	1,033	176	259	4,388	4.61%	(857)	3,531	3.71%
7	11	Municipal Pumping TOU	10,102,350	103,496	95,961	16,207	23,920	239,583	2.37%	(105,945)	133,638	1.32%
8	15	Electrolytic Refining Service	1,830,063	81,959	30,724	3,247	4,792	120,723	6.60%	(20,628)	100,095	5.47%
9	WH	Water Heating Service	474,582	118,601	2,552	2,585	3,815	127,553	26.88%	(8,006)	119,547	25.19%
10	22	Irrigation Service	423,413	54,644	5,633	967	1,428	62,672	14.80%	(6,541)	56,131	13.26%
11	24	General Service	125,005,740	(1,030,229)	1,246,792	180,718	266,711	663,992	0.53%	(1,234,250)	(570,258)	-0.46%
12	25	Large Power Service	36,453,034	(268,186)	409,598	56,945	84,041	282,398	0.77%	(382,279)	(99,881)	-0.27%
13	26	Petroleum Refinery Service	10,964,770	330,770	166,818	18,928	27,935	544,451	4.97%	(111,701)	432,750	3.95%
14	28	Area Lighting Service	2,932,614	(14,969)	13,374	3,187	4,703	6,295	0.21%	(25,879)	(19,584)	-0.67%
15	30	Electric Furnace Rate	1,191,760	67,497	20,158	2,041	3,012	92,708	7.78%	(13,565)	79,144	6.64%
16	31	Military Reservation Service	14,373,004	(87,099)	207,622	21,818	32,200	174,541	1.21%	(139,273)	35,267	0.25%
17	34	Cotton Gin Service	132,972	20,888	795	299	442	22,424	16.86%	(2,273)	20,152	15.16%
18	41	City and County Service	19,126,500	(641,101)	181,521	26,130	38,564	(394,885)	-2.06%	(183,977)	(578,862)	-3.03%
19		Total Firm Base Revenue Increase	\$ 534,574,121	\$ 5,108,000	\$ 5,935,946	\$ 1,066,816	\$ 1,574,452	\$ 13,685,214	2.56%	\$(6,098,168)	\$ 7,587,046	1.42%
20		Non-Firm Revenue Increase	4,003,726	41,000	-	-	-	41,000	1.02%	-	41,000	1.02%
21		TOTAL BASE REVENUE INCREASE	\$ 538,577,847	\$ 5,149,000	\$ 5,935,946	\$ 1,066,816	\$ 1,574,452	\$ 13,726,214	2.55%	\$(6,098,168)	\$ 7,628,047	1.42%

The parties agree to the following elements of rate design:

Rate 01 Residential

Description

Rate 1 - Residential Service

Customer Charge	9.25
Energy Charge (\$/kWh) Summer, First 600 kWh	0.10203
Energy Charge (\$/kWh) Summer, All Other kWh	0.10719
Energy Charge (\$/kWh) Non-Summer	0.09171
Summer Months	May - Oct
DG Minimum Charge	30.2488
Community Solar Base Credit	-0.059974571

Rate 02 Small General Service

Rate 2 - Small General Service

Customer Charge	12.23
Energy Charge (\$/kWh) Summer	0.11181
Energy Charge (\$/kWh) Non-Summer	0.10168
Summer Months	May - Oct
DG Minimum Charge	39
Community Solar Base Credit	-0.065932433

Rate 15 Electrolytic Refining

Rate 15 - Electrolytic Refining Service	Rate
Customer Charge	\$100.00
On-Peak Energy Charge (\$/kWh)	\$0.16264
Off-Peak/Non-Summer Energy Charge (\$/kWh)	\$0.00541
Demand Charge (\$/kW) - Summer	\$16.46
Demand Charge (\$/kW) - Non-Summer	\$12.33
Interconnection Charge	4.7511%

As provided in Exhibit 7, the Agreed Tariff, on or after June 1, 2023, the minimum contract capacity required to be under contract may be reduced by mutual agreement of EPE and FMI to 5,000 kW.

Rate 24 General Service

See Exhibit 7, Agreed Tariff

Rate 25 Large Power

See Exhibit 7, Agreed Tariff

Rate 26 Petroleum Refining

Rate Description	Rate
Rate No. 26 - Petroleum Refinery Service	
Customer Charge	\$104.36
	(Jun-Sep)
Energy Charge (\$/kWh)	\$0.00783
Demand Charge (\$/kW)	(Jun-Sep)
Summer	\$20.92
	(Oct-May)
Non-Summer	\$16.72

Rate 30 Electric Furnace

See Exhibit 7, Agreed Tariff

Rate 38 Noticed Interruptible

Rate 38 Rates		
Secondary Voltage		
	Demand Charge (\$/kW)	\$5.39
	Energy Charge (\$/kWh)	\$0.00427
Primary Voltage		
	Demand Charge (\$/kW)	\$5.13
	Energy Charge (\$/kWh)	\$ 0.00417
Transmission Voltage		
	Demand Charge (\$/kW)	\$2.54
	Energy Charge (\$/kWh)	\$0.00407

Rate 41 City and County

	Proposed
Customer Charge	\$27.05
Secondary Voltage	
Energy Charge (\$/kWh)	(Jun-Sep)
Summer first 3,000 kWh	\$0.09365
Summer all Addt'l	\$0.02960
	(Oct-May)
Non-Summer first 3,000 kWh	\$0.07865
Non-Summer all Addt'l	\$0.01460
Demand Charge (\$/kW)	(Jun-Sep)
Summer	\$23.39
	(Oct-May)
Non-Summer	\$19.76
Primary Voltage	
Energy Charge (\$/kWh)	(Jun-Sep)
Summer first 3,000 kWh	\$0.09233
Summer all Addt'l	\$0.02828
	(Oct-May)
Non-Summer first 3,000 kWh	\$0.07733
Non-Summer all Addt'l	\$0.01328
Demand Charge (\$/kW)	(Jun-Sep)
Summer	\$21.98
	(Oct-May)
Non-Summer	\$18.35

1. Power Factor Penalty:

EPE will not collect a power factor penalty from Rate 41 customers as a result of this proceeding. EPE will calculate a power factor penalty, if applicable, and will indicate the amount of such on the Rate 41 customer's bill. EPE will provide a written presentation to each Rate 41 customer on what causes poor power factors and on how a customer can improve its power factor and bring it into compliance with the tariff, and EPE will designate an expert to otherwise be available to the customer for feedback on customer questions regarding power factor improvement.

Rate Schedule 99-Miscellaneous charges

The parties agree to the changes as proposed by EPE for Rate Schedule 99.

Tariff language changes

In addition to the incorporation of tariff language changes proposed by EPE in its application, the parties agree to the following:

1. Insert sentence into Rate 15 tariff, as described above.
2. A modification of a sentence beginning on the bottom of page two of the Rate Schedule 38 tariff, with changes shown in redline format:

Subject to the Company's right to terminate service as expressly permitted in other provisions of this rate schedule, the Company's Rules and Regulations, and the Public Utility Commission of Texas' rules, the ~~The~~ Contract term shall be for an initial period of three (3) years, and shall continue year-to-year thereafter until canceled by ~~either party~~ the customer upon at least one (1) year's prior written notice, which cancellation will be effective at the beginning of a calendar year.

Other Agreements

See Agreed Tariff, Exhibit 7.

EL PASO ELECTRIC COMPANY
2021 TEXAS RATE CASE FILING
SCHEDULE Q-8.8: TARIFF SCHEDULES
SPONSOR: MANUEL CARRASCO
PREPARER: VICTOR SILVA
FOR THE TEST YEAR ENDED DECEMBER 31, 2020

THE PROPOSED TARIFFS OF EL PASO ELECTRIC COMPANY FOLLOW THIS PAGE.

EL PASO ELECTRIC COMPANY

SECTION 1

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RATE SCHEDULES

EL PASO ELECTRIC COMPANY

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EL PASO ELECTRIC COMPANY

DESCRIPTION OF COMPANY OPERATIONS

The El Paso Electric Company serves the County of El Paso and portions of the Counties of Culberson and Hudspeth in the State of Texas. The Company serves portions of Dona Ana, Sierra, Otero and Luna Counties in the State of New Mexico. The Company generates, transmits and distributes electric energy for the entire Company service area. The Company has transmission line interconnections in the states of Arizona and New Mexico and provides (FERC Jurisdictional) electrical energy to Rio Grande Electric Cooperative, Inc., for the Cooperative's Culberson and Hudspeth Counties service areas.

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EL PASO ELECTRIC COMPANY
STATE OF TEXAS SERVICE AREA

Incorporated Cities, Towns and Villages

City of El Paso
Town of Anthony
Town of Clint
Town of Horizon City
City of Socorro
Town of Van Horn
Village of Vinton
City of San Elizario

Unincorporated Service Areas

County of El Paso
Portion of County of Culberson
Portion of County of Hudspeth

EL PASO ELECTRIC COMPANY

SCHEDULE NO. 01

RESIDENTIAL SERVICE RATE

APPLICABILITY

This rate schedule is available for electric service used in single-family residences or individually metered apartments for primarily domestic or home use, and other non-commercial uses located on the same property and used in connection with the main residence.

TERRITORY

Texas Service Area

TYPE OF SERVICE

Service available under this rate schedule will normally be 120/240 volt, single phase, taken at a single point of delivery designated by the Company and at one of the Company's standard types of service. Electric energy will be measured by a single meter, or other measuring device, of each kind needed.

Single-phase or three phase motor operation is permitted under this service when the size of individual motors does not exceed 5 or 10 horsepower (HP). Without the written approval of the Company, single or three-phase motors in total shall not exceed 5 or 10 HP capacity, respectively.

MONTHLY RATES

STANDARD SERVICE RATE

Customer Charge (per meter per month)	\$9.25
---------------------------------------	--------

Energy Charge Per kWh	Summer (May through October)	Non-Summer (November through April)
Summer: 0 - 600 kWh	\$0.10203	-----
Summer: All Other kWh	\$0.10719	-----
Non-Summer All kWh	-----	\$0.09171

ALTERNATIVE TIME-OF-DAY (TOD) RATE

Customer Charge (per meter per month)	\$9.25
---------------------------------------	--------

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 01

RESIDENTIAL SERVICE RATE

Energy Charge Per kWh	Summer (June through September)	Non-Summer (October through May)
On-Peak Period	\$0.23975	-----
Off-Peak Period	\$0.07001	\$0.09171

The On-Peak Period shall be from 12:00 P.M. through 6:00 P.M., Mountain Daylight Time, Monday through Friday, for the Summer months. There is no On-Peak Period for the Non-Summer months.

The Off-Peak Period shall be all other hours not covered in the On-Peak Period. For Distributed Generation (DG) customers that are energy metered, the net energy metering provision will be applied by TOD period for the billing cycle.

The Customer that elects to take service under the Alternative Time-Of-Day (TOD) Monthly Rate, must do so for a minimum of twelve (12) months. For the first 500 customers that have enrolled since July 18, 2017, if at the conclusion of that initial twelve (12) month period of service under the Alternate TOD rate, the total billings for the 12-month period exceed billings for the same period under the Standard Service rate, the Customer may opt to revert to the Standard Service rate. In this event, the Company will reset the Customer's account to the Standard Service rate and credit the Customer for the difference in billings under the Alternative TOD rate and the Standard Service Rate for the 12-month review period.

DEMAND CHARGE TIME-OF-DAY (TOD) RATE

Customer Charge (per meter per month)		\$9.25
Energy and Demand Charges	Summer (June through September)	Non-Summer (October through May)
Demand Charge per kW	\$3.37	\$3.37
On-Peak Period per kWh	\$0.22745	-----
Off-Peak Period per kWh	\$0.05771	\$0.05927

The On-Peak Period shall be from 12:00 P.M. through 6:00 P.M., Mountain Daylight Time, Monday through Friday, for the Summer months. There is no On-peak Period for the Non-Summer months.

The Off-Peak Period shall be all other hours not covered in the On-Peak Period. For Distributed Generation (DG) customers, the net energy metering provision will be applied by TOD period for the billing cycle.

EL PASO ELECTRIC COMPANY

SCHEDULE NO. 01

RESIDENTIAL SERVICE RATE

The Customer that elects to take service under the Experimental Demand Charge Time-Of-Day Rate, must do so for a minimum of twelve (12) months.

The Company will limit initial participation in the Experimental Demand Charge Time-Of-Day Rate to 500 DG customers.

Determination of Billing Demand –Demand Charge Time-Of-Day (TOD) Rate

Maximum demand is defined as the highest measured sixty (60) minute interval kilowatt (kW) load during the billing period. Monthly billing demand will be the maximum demand.

MONTHLY MINIMUM CHARGE

The Customer Charge, Other Applicable Riders, and Tax Adjustment is the monthly minimum charge for 1) non-DG customers and 2) grandfathered DG customers. The following minimum bill amount will be applicable for all new DG Customers for each billing cycle starting the first full billing month after interconnection where the sum of the base rate charges is less than the specified minimum bill:

1. \$30.25 for DG Customers choosing the Standard Service Monthly Rate;
2. \$26.75 for DG Customers choosing the Alternative Time-Of-Day (TOD) Monthly Rate; or
3. No minimum bill provision is applicable to DG Customers electing to take service under the Experimental Demand Charge Time-Of-Day Rate, other than the Customer Charge.

Grandfathering: DG Customers who have submitted and have had accepted by EPE an application for interconnection prior to December 17, 2017, will be considered grandfathered and will not be subject to the Minimum Bill provision at their current residence for a grandfathering term of 20 years from the date of interconnection of that DG installation. Should the original interconnection customer move or sell the premises at which the DG system is installed, then the grandfathering will continue to apply to that DG system for subsequent owners for the remainder of the grandfathering term for those premises where the original DG was installed. In addition, if a customer whose facility is subject to being grandfathered removes the entire DG system and relocates some or all of the facility to new premises; the grandfathering will continue to apply to that DG system at a new single location, subject to confirmation by the Company.

EL PASO ELECTRIC COMPANY

SCHEDULE NO. 01

RESIDENTIAL SERVICE RATE

Grandfathered customers are subject to the same charges under the Standard Service and TOD Rate options, including the monthly Customer Charge, applicable to non-DG customers.

OFF-PEAK WATER HEATING RIDER

This rider is closed to all new service applications.

This rider is available for domestic electric water heating service (swimming pool water heating, and water heating utilized for space heating excluded). The service shall be metered on a circuit which shall include only water heating elements and exclude all other services.

Periods of electric supply service may be scheduled to conform to off-peak conditions of the Company's system. The Company reserves the right to change the off-peak period of supply to meet the changing off-peak conditions of its system. The Company, at its option, will furnish and connect to the Customer's wiring and retain ownership of a time switch or suitable device to regulate the hours of use.

Service under this rider shall be limited to water heaters of thirty (30) gallons or more capacity. All water heaters will be controlled by a thermostat and if two or more heating elements are used, the water heater will be wired so that only one element will operate at one time. The minimum wattage of all heating elements shall total not less than 3,000 watts. Service may be limited where the Customer has an abnormally large connected load, and is only available as a secondary service in conjunction with a main service.

MONTHLY RATE – OFF-PEAK WATER HEATING

Customer Charge (per meter per month)		\$3.56
Energy Charge Per kWh	Summer (June through September)	Non-Summer (October through May)
All kWh	\$0.10046	\$0.08546

MINIMUM CHARGE – OFF-PEAK WATER HEATING

The monthly minimum charge is the Customer Charge, Other Applicable Riders, and Tax Adjustment.

EL PASO ELECTRIC COMPANY

SCHEDULE NO. 01

RESIDENTIAL SERVICE RATE

LOW INCOME RIDER

Upon qualification under the below defined Low Income Rider ("LIR") criteria, the Customer Charge will not be applicable to the Residential Customer's monthly billing. All other provisions of this rate schedule remain unchanged.

1. The LIR is available to qualified residential customers identified by the Texas Health and Human Services Commission ("HHSC") client database as authorized to receive Supplemental Nutrition Assistance Program ("SNAP") benefits for a period of time pursuant to the eligibility and assistance requirements of the SNAP program.
2. On a monthly basis, the Company will compare the names and addresses in its Texas residential customer database with those in the HHSC client database. The HHSC client must be the Company customer of record or an authorized individual on the account. All matching customers will be certified to receive the LIR through the time period in which they are authorized for SNAP assistance, or for twelve (12) months, whichever is less. However, a Customer's eligibility for the LIR will terminate if the Customer is removed from the HHSC database when HHSC annually purges its client database and removes the client, or if the Customer changes his or her service address and the address no longer matches the HHSC database. The Company may extend the LIR to a Customer when the Customer's SNAP assistance is re-authorized or extended by HHSC for an additional period of time.
3. The LIR is also available to qualified residential customers identified by a Company-recognized public assistance agency ("Agency") operating in El Paso, Hudspeth, and Culberson counties as meeting the Agency's assistance requirements. The Agency or the Customer must provide the Company documentation of Agency eligibility. Qualifying Customers will receive the LIR for the authorized assistance time period or, if the Agency does not state an authorized time period, for twelve (12) months. The Company may extend the LIR to a Customer when the Customer is re-authorized or extended by the Agency for an additional period of time.

FIXED FUEL FACTOR

Service under this rate schedule is subject to the provisions of the Company's Rate Schedule No. 98 (Fixed Fuel Factor).

OTHER APPLICABLE RIDERS

All service taken under this rate schedule is subject to the provisions of other Company riders that may apply to this rate schedule and shall be billed pursuant to

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SCHEDULE NO. 01

RESIDENTIAL SERVICE RATE

the provisions of those riders.

TERMS OF PAYMENT

The due date of the bill for utility service shall not be less than sixteen (16) days after issuance. A bill becomes delinquent if not received at the Company by the due date. If the due date falls on a holiday or weekend, the next Company business day shall apply.

TERMS AND CONDITIONS

Service supplied under this rate schedule is subject to the Company's Rules and Regulations on file with the Public Utility Commission of Texas and available for inspection at Company offices.

PRORATION ADJUSTMENTS

Charges for service supplied under this rate schedule, except the Customer Charge, are subject to proration adjustments.

APPLICATION OF RESIDENTIAL SERVICE RATE

This rate schedule is available only under the following conditions:

1. For a single household or single family for primarily domestic purposes in individual private residences, individually metered apartments, or non-commercial uses located on the same property and used in conjunction with and as an extension from the main residence.
2. For separately metered living quarters recognized as single-family living quarters for domestic home use.
3. Without the written approval of the Company, single or three phase motors in total shall not exceed 5 or 10 HP capacity, respectively. The use of all single or three-phase motors over 5 HP must be approved by the Company concerning the motor's lock rotor amperes.
4. If three-phase service is supplied, sizes and other loads will be subject to Company approval. Three-phase service is only available from existing lines at the service location or if the Company determines it is economically feasible to bring the service to the location.
5. Wiring may be extended from the residence circuit to private garages, barns and similar

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SCHEDULE NO. 01

RESIDENTIAL SERVICE RATE

structures and/or wells which are located on the same property as the residence and used exclusively for domestic purposes in connection with the residence.

6. For residences where rooms are rented or meals are served to boarders if these uses are incidental to the maintenance of a private residence, are permitted.

This rate is not available under the following conditions:

1. If a separate meter and service are provided for non-residential service, including but not limited to, garages, barns and similar structures, and/or water wells and swimming pools, even though their use may be in connection with the residence.
2. When it is evident, either visually and/or electrically, that activity of a business or professional character is being conducted in the residence. Service will be supplied under the appropriate non-residential service rate, but the portion used as living quarters may be wired and metered separately and served on the Residential Service Rate.
3. When service in the primary residence is resold or shared with one or more other family residences. For example, a garage apartment or separate living quarters connected to the main residence electric service, or a duplex with one meter are not eligible for service under this rate schedule. The additional residence or separate living quarters may be placed on the residential rate if local zoning ordinances permit such use and the additional residence is served and metered separately.
4. When the Customer operates devices which cause undue fluctuation of voltage. Service may be limited at the Company's discretion when the Customer has an abnormally large connected load or kW demand.
5. For a recognized or accepted boarding or rooming house, multiple trailers, individual hotel or motel rooms, commercial, professional, or business establishments and the like, all of which shall be served under another applicable commercial rate schedule.
6. Electric service provided under this rate schedule shall not be shared or available for resale purposes.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 02

SMALL GENERAL SERVICE RATE

APPLICABILITY

This rate schedule is available to all Customers for lighting, power and heating service and where facilities of adequate capability and suitable voltage are adjacent to the premises to be served. Service under this rate schedule shall be limited to Customers who otherwise do not qualify for service under the Company's other rate schedules and who, during the current month and the previous eleven (11) month period, did not have maximum thirty (30) minute kilowatt (kW) demands exceeding 15 kW in any two (2) consecutive months.

TERRITORY

Texas Service Area

TYPE OF SERVICE

Service available under this rate schedule shall be determined by the Company and will either be single or three phase at the option of the Company and at a standard Company approved voltage. All service will be taken at a single point of delivery designated by the Company and at one of the Company's standard types of service. Electric energy will be measured by a single meter, or other measuring device, of each kind needed.

MONTHLY RATES

STANDARD SERVICE RATE

Customer Charge (per meter per month)		\$12.23
Energy Charge Per kWh	Summer (June through September)	Non-Summer (October through May)
All kWh	\$0.11181	\$0.10168

ALTERNATIVE TIME-OF-DAY (TOD) RATE

Customer Charge (per meter per month)		\$12.23
Energy Charge Per kWh	Summer (June through September)	Non-Summer (October through May)
On-Peak Period	\$0.22271	-----
Off-Peak Period	\$0.07107	\$0.10168

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 02

SMALL GENERAL SERVICE RATE

The On-Peak Period shall be from 12:00 P.M. through 6:00 P.M., Mountain Daylight Time, Monday through Friday, for the Summer months. There is no On-Peak Period for the Non-Summer months.

The Off-Peak Period shall be all other hours not covered in the On-Peak Period. For Distributed Generation (DG) customers that are net energy metered, the net energy metering provision will be applied by TOD period for the billing cycle.

The Customer that elects to take service under the Alternative Time-Of-Day (TOD) Rate, must do so for a minimum of twelve (12) months. For the first 150 customers that enroll, if, at the conclusion of the initial twelve (12) month period of service under the Alternative TOD rate, the total billings for the 12-month period exceed billings for the same period under the Standard Service rate, the Customer may opt to revert to the Standard Service rate. In this event, the Company will reset the Customer's account to the Standard Service rate and credit the Customer for the difference in billings under the Alternative TOD rate and the Standard Service rate for the 12-month review period.

DEMAND CHARGE RATE

Customer Charge (per meter per month)	\$12.23
---------------------------------------	---------

Energy and Demand Charges	Summer (June through September)	Non-Summer (October through May)
Demand Charge per kW	\$4.53	\$4.53
On-Peak Period per kWh	\$0.20550	-----
Off-Peak Period per kWh	\$0.05386	\$0.08222

The On-Peak Period shall be from 12:00 P.M. through 6:00 P.M., Mountain Daylight Time, Monday through Friday, for the Summer months. There is no On-Peak Period for the Non-Summer months.

The Off-Peak period shall be all other hours not covered in the On-Peak Period. For Distributed Generation (DG) customers that are net energy metered, the net energy metering provision will be applied by TOD period for the billing cycle.

The Customer that elects to take service under the Demand Charge Rate, must do so for a minimum of twelve (12) months.

EL PASO ELECTRIC COMPANY

SCHEDULE NO. 02

SMALL GENERAL SERVICE RATE

DETERMINATION OF BILLING DEMAND

Maximum demand is defined as the highest measured thirty (30) minute interval kW load during the billing period. Monthly billing demand will be the maximum demand.

MONTHLY MINIMUM CHARGE

The monthly minimum charge is the Customer Charge plus the applicable Demand Charge, Other Applicable Riders, and Tax Adjustment for 1) non-DG customers, and 2) grandfathered DG customers. The following minimum bill amount will be applicable for all new DG Customers for each billing cycle starting with the first full billing month after interconnection where the sum of the base rate charges is less than the specified minimum bill:

1. \$39.00 for a DG customer choosing the Standard Service Rate;
2. \$36.50 for a DG customer choosing the Alternative Time-Of-Day (TOD) Rate; or
3. No minimum bill provision is applicable to DG Customers electing to take service under the Demand Charge Rate, other than the Customer Charge.

Grandfathering: DG Customers who have submitted and have had accepted by EPE an application for interconnection prior to December 17, 2017, will be considered grandfathered and will not be subject to the Minimum Bill provision at their current premises for a grandfathering term of 20 years from the date of interconnection of that DG installation. Should the original interconnection customer move or sell the premises at which the DG system is installed, then the grandfathering will continue to apply to that DG system for subsequent owners for the remainder of the grandfathering term for those premises where the original DG was installed. In addition, if a customer whose facility is subject to being grandfathered removes the entire DG system and relocates some or all of the facility to new premises; the grandfathering will continue to apply to that DG system at a new single location, subject to confirmation by the company

Grandfathered customers are subject to the same charges under the Standard Service and TOD Rate options, including the monthly Customer Charge, applicable to non-DG customers, but have the additional option of choosing the Demand Charge Rate.

OFF-PEAK WATER HEATING RIDER

This rider is closed to all new service applications,

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 02

SMALL GENERAL SERVICE RATE

For domestic electric water heating service (swimming pool water heating, commercial dishwasher water heating and water heating utilized for space heating excluded). The service shall be metered on a circuit which shall include only water heating elements and exclude all other services.

Periods of electric supply service may be scheduled to conform to off-peak conditions of the Company's system. The Company reserves the right to change the off-peak period of supply to meet the changing off-peak conditions of its system. The Company, at its option, will furnish and connect to the Customer's wiring and retain ownership of a time switch or suitable device to regulate the hours of use.

Service under this rider shall be limited to water heaters of thirty (30) gallons or more capacity. All water heaters will be controlled by a thermostat and if two or more heating elements are used, the water heater will be wired so that only one element will operate at one time. The minimum wattage of all heating elements shall total not less than 3,000 watts. Service may be limited where the Customer has an abnormally large connected load, and is only available as a secondary service in conjunction with a main service.

MONTHLY RATE- OFF-PEAK WATER HEATING

Customer Charge (per meter per month)		\$3.56
Energy Charge Per kWh	Summer (June through September)	Non-Summer (October through May)
All kWh	\$0.10046	\$0.08546

MONTHLY MINIMUM CHARGE – OFF-PEAK WATER HEATING

The monthly minimum charge is the Customer Charge, Other Applicable Riders, and Tax Adjustment.

NON-METERED SERVICE

In instances when metering of energy would be impractical because of the low monthly level of usage and when estimates of this usage can be accurately calculated, the Company may, at its option, provide non-metered service. Billings for non-metered service shall be based on the customer charge plus the monthly energy usage calculated

EL PASO ELECTRIC COMPANY

SCHEDULE NO. 02

SMALL GENERAL SERVICE RATE

by the Company and applied to the energy charge of this rate schedule. All other approved factors are also applicable.

The Customer is responsible for notifying the Company of additions of equipment served under the Non-Metered Service provision. Failure to provide notice will result in a billing adjustment calculated by the Company. The billing adjustment will be equal to six (6) months billing based on the calculated monthly consumption of the non-meter load.

FIXED FUEL FACTOR

Service under this rate schedule is subject to the provisions of the Company's Rate Schedule No. 98 (Fixed Fuel Factor).

OTHER APPLICABLE RIDERS

All service taken under this rate schedule is subject to the provisions of other Company riders that may apply to this rate schedule and shall be billed pursuant to the provisions of those riders.

TERMS OF PAYMENT

The due date of the bill for utility service shall not be less than sixteen (16) days after issuance. A bill becomes delinquent if not received at the Company by the due date. If the due date falls on a holiday or weekend the next Company business day shall apply.

TERMS AND CONDITIONS

Service supplied under this rate schedule is subject to the Company's Rules and Regulations on file with the Public Utility Commission of Texas and available for inspection at Company offices.

The Company at its option may install metering equipment to measure the Customer's thirty (30) minute average kilowatt (kW) demand for purposes of determining the applicable rate schedule.

The Customer and the Company will determine whether a new Customer qualifies for this rate schedule.

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SCHEDULE NO. 02

SMALL GENERAL SERVICE RATE

If the Customer's monthly Maximum Demand exceeds 15 kW for two (2) consecutive months, the Customer shall no longer be eligible for service under the Small General Service Rate, but shall immediately become eligible for service under the General Service Rate or Large Power Service Rate, as applicable. The Customer shall not be eligible for service under the Small General Service Rate for a period of twelve (12) consecutive months thereafter. Upon completion of the minimum twelve (12) consecutive month period, a determination will be made by the Company for the Customer's applicable rate schedule.

Any new Customer that has not established a prior service history with the Company shall be classified under the appropriate rate schedule in accordance with a Maximum Demand estimate performed by the Company.

PRORATION ADJUSTMENTS

Charges for service supplied under this rate schedule, except the Customer Charge, are subject to proration adjustments.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 07

OUTDOOR RECREATIONAL LIGHTING SERVICE RATE

APPLICABILITY

This rate schedule is available to Customers solely for outdoor recreational lighting installations such as athletic fields, racetracks and other sport and recreational facilities. This rate schedule is not available for any service to other ancillary facilities, such as concessions, locker rooms, and rest rooms, which are served under other applicable rate schedules.

TERRITORY

Texas Service Area

TYPE OF SERVICE

Service available under this rate schedule will be determined by the Company and will either be single or three phase at the option of the Company and at a standard Company approved voltage. All service will be taken at one delivery point designated by the Company and will be metered separately from any additional service that may be provided to the Customer under other rate schedules. Electric energy will be measured by a single meter, or other measuring device, of each kind needed.

MONTHLY RATES

Customer Charge (per meter per month)	\$24.94
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Energy Charge per kWh	Secondary Voltage	Primary Voltage
All kWh	\$0.12812	\$0.11272

MONTHLY MINIMUM CHARGE

The monthly minimum charge is the Customer Charge, Other Applicable riders, and Tax Adjustment.

FIXED FUEL FACTOR

This rate schedule is subject to the provisions of the Company's Rate Schedule No. 98 (Fixed Fuel Factor).

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SCHEDULE NO. 07

OUTDOOR RECREATIONAL LIGHTING SERVICE RATE

OTHER APPLICABLE RIDERS

All service taken under this rate schedule is subject to the provisions of other Company riders that may apply to this rate schedule and shall be billed pursuant to the provisions of those riders.

TERMS OF PAYMENT

The due date of the bill for utility service shall not be less than sixteen (16) days after issuance. A bill becomes delinquent if not received at the Company by the due date. If the due date falls on a holiday or weekend, the next Company business day shall apply.

TERMS AND CONDITIONS

Service supplied under this rate schedule is subject to the Company's Rules and Regulations on file with the Public Utility Commission of Texas and available for inspection at Company offices.

The initial Term of Contract for service under this rate schedule shall be not less than one (1) year.

The Company reserves the right to remove all equipment furnished under this rate schedule after issuance of a disconnect notice and void the contract, if in the opinion of the Company, there is excessive breakage or vandalism of the Company's facilities.

PRORATION ADJUSTMENTS

Charges for service supplied under this rate schedule, except the Customer Charge, are subject to proration adjustments.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 08

GOVERNMENTAL STREET LIGHTING SERVICE RATE

APPLICABILITY

This rate schedule is available to any village, town, city, county, state of Texas and Federal facility for street lighting and freeway lighting service.

TERRITORY

Texas Service Area

MONTHLY RATES

Street Lights – Customer Owned (Applicable only if a Lamp Charge does not exist in this schedule)

**NON-COMPANY OWNED FIXTURE AND LAMP ON COMPANY OWNED
DISTRIBUTION POLE (1)**

Customer Charge (per meter per month)	\$12.49
Energy Charge, per kWh	\$0.04116
Pole Attachment Fee	\$2.26

(1) Customer assumes all responsibility for maintenance on fixtures and lamps.

Street Lights - Mercury Vapor ("MV") and High Pressure Sodium Vapor ("HPSV")

**MERCURY VAPOR – OVERHEAD SYSTEM – COMPANY OWNED
35 FOOT MOUNTING HEIGHT – WOOD POLE ***

	Total Wattage	Per Lamp Charge
175W - 7,000 Lumen Single	195	\$15.35
250W - 11,000 Lumen Single	275	\$17.53
400W - 20,000 Lumen Single	460	\$22.52

* Refer to the Mercury Vapor Closed to New Installations and Conversion/Replacement of Existing Installations section of this rate schedule for more information on this service.

**HIGH PRESSURE SODIUM VAPOR – DOWNTOWN EL PASO AREA – COMPANY
OWNED STEEL BASE STANDARD AND LUMINAIRE**

	Total Wattage	Per Lamp Charge
450W - 50,000 Lumen Overhead System	485	\$46.05

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 08

GOVERNMENTAL STREET LIGHTING SERVICE RATE

1,000W - 119,500 Lumen Overhead System	1,102	\$52.74
1,000W - 119,500 Lumen Underground System	1,102	\$86.08

**MERCURY VAPOR – OVERHEAD SYSTEM – COMPANY OWNED
30 FOOT MOUNTING HEIGHT – STEEL POLE ***

	Total Wattage	Per Lamp Charge
400W - 20,000 Lumen Single	460	\$32.21
400W - 20,000 Lumen Double	920	\$45.23

**MERCURY VAPOR – NON-COMPANY OWNED SYSTEMS
INTERSTATE OR FREEWAY LIGHTING ***

	Total Wattage	Per Lamp Charge
250W - 11,000 Lumen – Wall Mounted	292	\$13.88
400W - 20,000 Lumen – 40 Foot Maximum Mounting Height	460	\$17.33

**MERCURY VAPOR – NON-COMPANY OWNED – WOOD POLE
UNDERGROUND OR OVERHEAD RESIDENTIAL SERVICE ***

	Total Wattage	Per Lamp Charge
175W - 7,000 Lumen – 35 Foot Maximum Mounting Height	195	\$7.15

* Refer to Mercury Vapor Closed to New Installations and Conversion/Replacement of Existing Installations section of this rate schedule for more information on this service.

**HIGH PRESSURE SODIUM VAPOR - NON-COMPANY OWNED SYSTEMS
INTERSTATE OR FREEWAY LIGHTING**

	Total Wattage	Per Lamp Charge
150W - 16,000 Lumen – Wall Mounted	193	\$12.30
250W - 23,200 Lumen – Wall Mounted	313	\$14.89
400W - 50,000 Lumen – 50 Foot Maximum Mounting Height	485	\$27.69
400W - 50,000 Lumen – Tower Structure 150 Foot-Climbing Maximum Mounting Height, 10 Luminaires per Tower, per fixture	485	\$18.57
400W - 50,000 Lumen – Tower Structure 150 Foot-Lowering, Maximum Mounting Height, 10 Luminaires per Tower, per fixture	485	\$23.51

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SCHEDULE NO. 08

GOVERNMENTAL STREET LIGHTING SERVICE RATE

116W – Obstruction Lights Incandescent, 40 Foot Maximum Mounting Height	116	\$4.30
116W – 150 Foot Tower	116	\$5.15

**HIGH PRESSURE SODIUM VAPOR – NON-COMPANY OWNED SYSTEMS
LARGE ARTERIAL LIGHTING**

	Total Wattage	Per Lamp Charge
250W – 23,200 Lumen 40 FT Maximum Mounting Height	313	\$21.05
400W – 50,000 Lumen 50 FT Maximum Mounting Height	485	\$24.12

**HIGH PRESSURE SODIUM VAPOR - NON-COMPANY OWNED
WOOD/STEEL POLE UG OR OH STANDARD RESIDENTIAL SERVICE**

	Total Wattage	Per Lamp Charge
100W - 8,500 Lumen – 30 Foot Maximum Mounting Height	124	\$5.30
150W - 14,400 Lumen – 30 Foot Maximum Mounting Height	193	\$6.65
250W - 23,200 Lumen – 30 Foot Maximum Mounting Height	313	\$10.19

**HIGH PRESSURE SODIUM VAPOR - OVERHEAD - NON-COMPANY OWNED
FIXTURE – COMPANY OWNED EXISTING WOOD POLE
(DISTRIBUTION OR STREET LIGHT CF or D)**

	Total Wattage	Per Lamp Charge
100W - 8,500 Lumen – 35 Foot Maximum Mounting Height	124	\$7.16
150W - 14,400 Lumen – 35 Foot Maximum Mounting Height	193	\$8.65
250W - 23,200 Lumen – 35 Foot Maximum Mounting Height	313	\$10.98
250W - 23,200 Lumen – Double 35 Foot Max Mounting Height	626	\$19.52
450W - 50,000 Lumen – 50 Foot Maximum Mounting Height	485	\$15.07

**OVERHEAD SYSTEM - HIGH PRESSURE SODIUM VAPOR
COMPANY OWNED - WOOD POLE**

	Total Wattage	Per Lamp Charge
100W - 8,500 Lumen – 35 Foot Maximum Mounting Height	124	\$14.57
150W - 14,400 Lumen – 35 Foot Maximum Mounting Height	193	\$15.82
250W - 23,200 Lumen – 35 Foot Maximum Mounting Height	313	\$18.57
400W - 50,000 Lumen – 50 Foot Maximum Mounting Height	485	\$26.69

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SCHEDULE NO. 08

GOVERNMENTAL STREET LIGHTING SERVICE RATE

ORNAMENTAL HIGH PRESSURE SODIUM VAPOR – NON-COMPANY OWNED, OPERATED NOR MAINTAINED – ENERGY ONLY

	Total Wattage	Per Lamp Charge
175W - 14,400 Lumen	210	\$4.32
250W - 16,000 Lumen	295	\$6.06

HIGH PRESSURE SODIUM VAPOR – ROADWAY ILLUMINATION – NON-COMPANY OWNED – ENERGY ONLY

	Total Wattage	Per Lamp Charge
100W – HPS	124	\$2.55
150W – HPS	193	\$3.97
250W – HPS	313	\$6.44
400W – HPS	485	\$12.98

MONTHLY RATES

Street Lights – Light Emitting Diode (“LED”)

NON-COMPANY OWNED NOR MAINTAINED SYSTEMS

Wattage Ranges	Per Lamp Charge
1W - 20W LED	\$0.15
21W - 30W LED	\$0.37
31W - 40W LED	\$0.51
41W - 50W LED	\$0.66
51W - 60W LED	\$0.81
61W - 70W LED	\$0.95
71W - 80W LED	\$1.10
81W - 90W LED	\$1.25
91W - 100W LED	\$1.39
101W - 110W LED	\$1.54
111W - 130W LED	\$1.76
131W - 150W LED	\$2.05
151W - 170W LED	\$2.35
171W - 190W LED	\$2.64
191W - 210W LED	\$2.93
211W - 230W LED	\$3.23
231W - 250W LED	\$3.52
251W - 270W LED	\$3.81

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GOVERNMENTAL STREET LIGHTING SERVICE RATE

271W - 300W LED	\$4.18
301W - 330W LED	\$4.62
331W - 360W LED	\$5.06
361W - 390W LED	\$5.50
391W - 420W LED	\$5.94
421W - 450W LED	\$6.38
451W - 480W LED	\$6.82
481W - 510W LED	\$7.26
511W - 540W LED	\$7.70
541W - 570W LED	\$8.14

**CUSTOMER REPLACED, OWNED AND MAINTAINED MV TO LED FIXTURE –
COMPANY OWNED AND MAINTAINED 35 FOOT MOUNTING HEIGHT WOOD POLE**

Description of Replaced Fixture	Total Wattage	Per Lamp Charge
175W - 7,000 Lumen Single	65	\$11.88
250W - 11,000 Lumen Single	100	\$14.86
400W - 20,000 Lumen Single	100	\$17.62

**CUSTOMER REPLACED, OWNED AND MAINTAINED HPSV TO LED FIXTURE –
COMPANY OWNED AND MAINTAINED WOOD POLE**

Description of Replaced Fixture	Total Wattage	Per Lamp Charge
100W – 8,500 Lumen – 35 Foot Maximum Mounting Height	65	\$11.61
150W – 14,400 Lumen – 35 Foot Maximum Mounting Height	72	\$13.25
250W – 23,200 Lumen – 35 Foot Maximum Mounting Height	116	\$15.86
400W – 50,000 Lumen – 35 Foot Maximum Mounting Height	159	\$22.98

MONTHLY RATE PER UNIT

Street lights that do not operate under any of the preceding conditions will be billed under the rate with the closest matching operating conditions.

**MERCURY VAPOR CLOSED TO NEW INSTALLATIONS AND
CONVERSION/REPLACEMENT OF EXISTING INSTALLATIONS**

Mercury Vapor lamp categories are closed to new installations. The Company will continue to maintain existing Mercury Vapor installations and will, at the Company's option, install High Pressure Sodium Vapor ballasts in place of defective non-repairable Mercury Vapor

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GOVERNMENTAL STREET LIGHTING SERVICE RATE

ballasts. Customers with existing fixtures which are defective and must be replaced will have the option to convert its service to high pressure sodium vapor lamps or may cancel service at no cost.

Mercury Vapor Fixture Replacement Schedule

For Company owned lights, when existing mercury vapor fixtures require replacement, the Company will make such replacements with comparable high pressure sodium vapor lighting at no cost, as specified below:

Mercury Vapor – Overhead System – Company Owned, 35 Foot Mounting Height – Wood Pole

Existing Mercury Vapor Lighting:			High Pressure Sodium Vapor Replacement:		
Wattage	Lumens	kWh	Wattage	Lumens	kWh
195	7,000	70	124	8,500	44
275	11,000	98	193	14,400	69
460	20,000	164	313	23,200	112
920	20,000D	328	313*	23,200	112

Mercury Vapor – Overhead System – Company Owned, 30 Foot Mounting Height – Steel Pole

Existing Mercury Vapor Lighting:			High Pressure Sodium Vapor Replacement:		
Wattage	Lumens	kWh	Wattage	Lumens	kWh
460	20,000	164	313	23,200	112
920	20,000D	328	313*	23,200	112

*D (Double) - Mercury Vapor with double lamps on a single pole will be converted to two separate poles with a Single High Pressure Sodium Vapor lamp each.

For Non-Company owned lights, upon the request of the Customer, the Company will convert or replace facilities with the high pressure sodium vapor lighting options listed below, at an amount equal to all applicable costs of such conversion or replacement.

Mercury Vapor – Non-Company Owned Systems – Interstate or Freeway Lighting

Existing Mercury Vapor Lighting:			High Pressure Sodium Vapor Replacement:		
Wattage	Lumens	kWh	Wattage	Lumens	kWh
292	11,000	104	193	16,000	69
460	20,000	164	313	23,200	112
1102	60,000	393	485	45,000	173

Mercury Vapor – Non-Company Owned – Wood Pole,

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SCHEDULE NO. 08

GOVERNMENTAL STREET LIGHTING SERVICE RATE

Underground or Overhead Residential Service

Existing Mercury Vapor Lighting:			High Pressure Sodium Vapor Replacement:		
Wattage	Lumens	kWh	Wattage	Lumens	kWh
195	7,000	70	124	8,500	44

At the time of the replacement, the Customer will be billed at the applicable rate charge and associated kWh usage for the high pressure sodium vapor replacement lighting.

Mercury Vapor Fixture Conversion or Replacement of Existing Facilities

Upon the request of the Customer, the Company will convert or replace existing Company owned mercury vapor lighting to applicable Company offered street lighting options other than those indicated above.

Upon the request of and payment by the Customer, the Company will convert existing Company owned facilities (size or type of luminaire) to a different applicable Company offered size or type of luminaire at an amount equal to all applicable costs less the salvage value of the existing facilities.

Upon the request of and payment by the Customer, the Company will replace existing Company owned lighting facilities at an amount equal to all applicable costs less the salvage value of the existing facilities. Installation of new facilities requested by the Customer will be performed pursuant to the applicable Schedule and lamp category described above.

FIXED FUEL FACTOR

This rate schedule is subject to the provisions of the Company's Rate Schedule No. 98 (Fixed Fuel Factor).

OTHER APPLICABLE RIDERS

All service taken under this rate schedule is subject to the provisions of other Company riders that may apply to this rate schedule and shall be billed pursuant to the provisions of those riders.

TERMS OF PAYMENT

The due date of the bill for utility service shall not be less than sixteen (16) days after issuance. A bill becomes delinquent if not received at the Company by the due date. If the due date falls on a holiday or weekend, the next Company business day shall apply.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 08

GOVERNMENTAL STREET LIGHTING SERVICE RATE

TERMS AND CONDITIONS

Service supplied under this rate schedule is subject to the Company's Rules and Regulations on file with the Public Utility Commission of Texas and available for inspection at Company offices.

Specific terms applicable to service under this rate schedule are as covered in various written agreements pursuant to such service.

PRORATION ADJUSTMENTS

Charges for service supplied under this rate schedule, except the Customer Charge, are subject to proration adjustments.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 09

GOVERNMENTAL TRAFFIC SIGNAL SERVICE RATE

APPLICABILITY

This rate schedule is available to any village, town, city, county, state of Texas and Federal facility for traffic signal lights service.

TERRITORY

Texas Service Area

MONTHLY RATES – Non-Metered Service

Except as provided for Metered Traffic Signal Service, Monthly Per Unit Rates for, Incandescent and Light Emitting Diode (LED), are closed to new customers.

INCANDESCENT TRAFFIC SIGNALS **

Type of Unit	Type and Hours Of Operation	Wattage of Incandescent Lamp	Monthly Rate Per Unit
2 Unit School Flashers	790 Annual Burning Hours	133	\$4.29
30 Watt Controller	24 Hours	30	\$0.97
100 Watt Controller	24 Hours	100	\$3.22

LIGHT-EMITTING DIODE ("LED") TRAFFIC SIGNALS **

Type of Unit	Type and Hours Of Operation	Wattage of High-Efficiency LED Lamp	Monthly Rate Per Unit
5 Lamp Head	24 Hours	14	\$0.74
3 Lamp Head	24 Hours	14	\$0.45
3 Lamp Head	18 Hours Normal, 6 Hours Flashing	14	\$0.45
4 Lamp Head	24 Hours	14	\$0.74
4 Lamp Head	18 Hours Normal, 6 Hours Flashing	14	\$0.74
2 Unit Walk Light	24 Hours	9	\$0.29
2 Unit Walk Light	18 Hours Normal, 6 Hours Flashing	9	\$0.29
1 Unit Flashing	24 Hours	14	\$0.43
2 Unit Flashing	24 Hours	14	\$0.45
2 Unit School Flashers	351 Annual Burning Hours	14	\$0.45
2 Unit School Flashers	790 Annual Burning Hours	14	\$0.45

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SCHEDULE NO. 09

GOVERNMENTAL TRAFFIC SIGNAL SERVICE RATE

4 Unit School Flashers	351 Annual Burning Hours	14	\$0.74
4 Unit School Flashers	790 Annual Burning Hours	14	\$0.74
Bike Lane Signals	-----	-----	\$0.32

** Traffic signal lights that do not operate under any of the preceding conditions will be billed using the Monthly Rate Per Unit with the closest matching operating conditions.

NON-METERED TRAFFIC SIGNAL SERVICE

Default service for existing traffic signal accounts will continue to be non-metered service utilizing the Monthly Rates provided above. The Company and Customer may consult to identify existing service accounts, or where existing installations are being replaced, to identify where a transition to metering is practical and economic. Transition to metered service for existing non-metered accounts will only occur with the mutual agreement of the Customer and the Company.

METERED TRAFFIC SIGNAL SERVICE

Default service for all new traffic signal service will be non-metered service unless agreed to by the Customer and Company, which agreement will not be unreasonably withheld. The Customer and the Company will consult on metering of new Standard Traffic Installations prior to construction of the new installation. For purposes of evaluating metered service for new installations, a Standard Traffic Signal installation consists of, at minimum, four (4) signals requiring a controller to operate and control the traffic signals. Customers may request non-metered service for any new Standard Traffic Signal installation where the conditions of service make metering the new installation impractical or uneconomic, and individual municipalities may coordinate with the Company to define a specific Standard Traffic Signal installation for purposes of evaluating metered service.

MONTHLY RATES – Metered Service

Customer Charge (per meter per month)	\$12.31
Energy Charge per kWh	\$0.03505

Service available under this rate schedule will be determined by the Company and will normally be single or three phase at the option of the Company and at a standard Company approved voltage. All service will be taken at one delivery point designated by the Company and will be separately metered, as applicable, from any additional service that may be provided to the Customer under other rate schedules.

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SCHEDULE NO. 09

GOVERNMENTAL TRAFFIC SIGNAL SERVICE RATE

MONTHLY MINIMUM CHARGE

The monthly minimum charge is the Customer Charge for metered service accounts.

FIXED FUEL FACTOR

This rate schedule is subject to the provisions of the Company's Rate Schedule No. 98 (Fixed Fuel Factor).

OTHER APPLICABLE RIDERS

All service taken under this rate schedule is subject to the provisions of other Company riders that may apply to this rate schedule and shall be billed pursuant to the provisions of those riders.

TERMS OF PAYMENT

The due date of the bill for utility service shall not be less than sixteen (16) days after issuance. A bill becomes delinquent if not received at the Company by the due date. If the due date falls on a holiday or weekend, the next business day shall apply.

TERMS AND CONDITIONS

Service supplied under this rate schedule is subject to the Company's Rules and Regulations on file with the Public Utility Commission of Texas and available for inspection at Company offices.

Specific terms applicable to service under this rate schedule are as covered in various written agreements pursuant to such service.

PRORATION ADJUSTMENTS

Charges for service supplied under this rate schedule, except the Customer Charge, are subject to proration adjustments.

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SCHEDULE NO. 11-TOD

TIME-OF-DAY MUNICIPAL PUMPING SERVICE RATE

APPLICABILITY

This rate schedule is available for service to an incorporated village, town, county, municipality, and other legal property taxing authority dedicated solely for water pumping, sewage pumping, storm water and sewage pumping, or sewage disposal plant usage only.

TERRITORY

Texas Service Area

TYPE OF SERVICE

Service to locations existing as of December 1, 1974, will be maintained on existing voltages. All locations after this date will have the following type of service:

7 ½ HP or less connected - 120/240 volt, single phase;
7 ½ HP to 49 HP connected - 120/240 volt, three phase;
50 HP to 1,000 HP connected - 277/480 volt, three phase; and
over 1,000 HP connected - at the Company's specified standard primary voltage.

All service will be taken at one point of delivery designated by the Company. Electric energy will be measured by a single meter, or other measuring device, of each kind needed.

As of November 1979, the Company will provide the transformation necessary for all new accounts except those receiving service at primary voltages (2,400 volts and higher).

MONTHLY RATES

Customer Charge (per meter per month)	\$94.20	
Summer Energy Charge per kWh	Secondary Voltage	Primary Voltage
On-Peak Period	\$0.21723	\$0.21430
Shoulder-Peak Period	\$0.08939	\$0.08646
Off-Peak Period	\$0.04227	\$0.03934
Non-Summer Energy Charge per kWh		
All kWh	\$0.04227	\$0.03934

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 11-TOD

TIME-OF-DAY MUNICIPAL PUMPING SERVICE RATE

The On-Peak Period shall be from 1:00 P.M. through 5:00 P.M., Mountain Daylight Time, Monday through Friday, for the Summer months of June through September. The Shoulder-Peak Period shall be from 10:00 A.M. through 12:59 P.M., and 5:01 P.M. through 8:00 P.M., Mountain Daylight Time, Monday through Friday, for the Summer months of June through September. The Off-Peak Period shall be all other hours not covered in the On-Peak and Shoulder-Peak Periods. The Non-Summer period shall be the months of October through May.

MONTHLY MINIMUM CHARGE

The monthly minimum charge is the Customer Charge, Other Applicable Riders, and Tax Adjustment.

METER VOLTAGE ADJUSTMENT

If electric service is delivered on the high voltage side of a Customer-supplied transformer and is metered on the low voltage side of the transformer, the following meter adjustments shall be made:

Adjusted Maximum Demand = Maximum multiplied by 1.013
Billing kilowatt-hours = Metered kilowatt-hours multiplied by 1.022

If electric service is delivered on the low voltage side of a Company-owned transformer and is metered on the high voltage side of the transformer, the following meter adjustments shall be made:

Adjusted Maximum Demand = Metered Maximum divided by 1.013
Billing kilowatt-hours = Metered kilowatt-hours divided by 1.022

FIXED FUEL FACTOR

This rate schedule is subject to the provisions of the Company's Rate Schedule No. 98 (Fixed Fuel Factor).

TERMS OF PAYMENT

The due date of the bill for utility service shall not be less than sixteen (16) days after issuance. A bill becomes delinquent if not received at the Company by the due date. If the due date falls on a holiday or weekend, the next Company business day shall apply.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 11-TOD

TIME-OF-DAY MUNICIPAL PUMPING SERVICE RATE

TERMS AND CONDITIONS

Service supplied under this rate schedule is subject to the Company's Rules and Regulations on file with the Public Utility Commission of Texas and available for inspection at Company offices.

The Term of Contract under this rate schedule shall be not less than one (1) year.

PRORATION ADJUSTMENTS

Charges for service supplied under this rate schedule, except the Customer Charge, are subject to proration adjustments.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 15

ELECTROLYTIC REFINING SERVICE RATE

APPLICABILITY

This rate schedule is closed to new service applications from new or existing Customers.

This rate schedule is available to electrolytic refining plants where the Customer contracts for a minimum contract capacity of 7,500 kilowatts (kW). No earlier than June 1, 2023, Customer may reduce the minimum contract capacity required to be under contract to 5,000 kW, conditioned upon execution of an amendment to the power agreement with Customer. This rate schedule is not available to any new or existing Customer that is not already taking service under this rate.

TERRITORY

Texas Service Area

TYPE OF SERVICE

Service available under this rate schedule shall be alternating current, 60 hertz, three phase at a primary or transmission voltage of not less than 13,800 volts. All service will be taken at a single point of delivery designated by the Company. Electric energy will be measured by a single meter, or other measuring device, of each kind needed.

MONTHLY RATES

Customer Charge (per meter per month)	\$100.00
---------------------------------------	----------

	Summer (June through September)	Non-Summer (October through May)
Demand Charge per kW	\$16.46	\$12.33
Energy Charge per kWh		
On-Peak Period	\$0.16264	-----
Off-Peak Period	\$0.00541	\$0.00541

The On-Peak Period shall be from 12:00 P.M. through 6:00 P.M., Mountain Daylight Time, Monday through Friday, for the Summer months. There is no On-Peak Period for the Non-Summer months.

The Off-Peak Period shall be all other hours not covered in the On-Peak Period.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 15

ELECTROLYTIC REFINING SERVICE RATE

MONTHLY MINIMUM CHARGE

The monthly minimum charge is the Customer Charge plus any applicable Demand Charge, Other Applicable Riders, and Tax Adjustment.

In the event the Customer has signed a contract for firm demand in conjunction with interruptible power service, then the monthly demand to be billed under this rate schedule shall be that amount specified in the power sales agreement for firm demand.

DETERMINATION OF BILLING DEMAND

Maximum Demand is defined as the highest measured thirty (30) minute interval kW load during the billing period.

The billing demand (in kW) will be the highest of:

- A. 7,500 kW (or 5,000 kW no earlier than June 1, 2023, conditioned upon execution of amendment to power agreement with Customer) or,
- B. The Maximum Demand; adjusted by Meter Voltage, if applicable or,
- C. 65% of the highest measured demand established during the billing months of June through September in the twelve (12) month period ending with the current month.

The Company will reset the demand ratchet for customers installing Distributed Generation (DG) and/or storage following interconnection of the DG and/or storage, restarting the historical demand used for purposes of applying (c) above.

POWER FACTOR ADJUSTMENT

If the measured power factor at the time of the Maximum Demand is below 90% lagging, a power factor adjustment shall be calculated as follows:

ADJ = $((kW \times .95 / PF) - kW) \times DC$, where
ADJ = Increase to applicable Demand Charge
kW = Maximum Demand
PF = Monthly measured Power Factor
DC = Demand Charge

INTERCONNECTION CHARGE

Customers taking service under this rate schedule shall be subject to a charge for

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 15

ELECTROLYTIC REFINING SERVICE RATE

interconnection costs.

Interconnection costs are the reasonable costs of connection, switching, metering, transmission, distribution, safety provisions, engineering, and administrative costs incurred by the Company directly related to the installation of the physical facilities necessary to permit interconnected operations with a qualifying facility, to the extent such costs are in excess of the corresponding costs that the Company would have incurred if it had not engaged in interconnected operations, but instead generated an equivalent amount of electric energy itself or purchased an equivalent amount of electric energy or capacity from other sources.

The Company shall provide a detailed estimate of the cost of interconnection after the Company has received the written application for interconnection. The Customer shall pay the full amount of the estimated interconnection costs at the time notice to interconnect is provided to the Company. Upon completion of the interconnection the actual costs shall be computed and reimbursements to the appropriate party shall be made for any differences between the actual and estimated cost of interconnection. In addition, Customers with design capacity greater than 100 kW shall pay an annual charge of 4.7511% of the capital costs of interconnection to provide for the recovery of property taxes, revenue related taxes, depreciation expense, and operation and maintenance expenses. The annual charge of 4.7511% is payable by the Customer in monthly installments at the rate of one-twelfth (1/12) of the annual charge per month.

FIXED FUEL FACTOR

This rate schedule is subject to the provisions of the Company's Rate Schedule No. 98 (Fixed Fuel Factor).

OTHER APPLICABLE RIDERS

All service taken under this rate schedule is subject to the provisions of other Company riders that may apply to this rate schedule and shall be billed pursuant to the provisions of those riders.

TERMS OF PAYMENT

The due date of the bill for utility service shall not be less than sixteen (16) days after issuance. A bill becomes delinquent if not received at the Company by the due date. If the due date falls on a holiday or weekend, the next Company business day shall apply.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 15

ELECTROLYTIC REFINING SERVICE RATE

TERMS AND CONDITIONS

Service supplied under this rate schedule is subject to the Company's Rules and Regulations on file with the Public Utility Commission of Texas and available for inspection at Company offices. The terms of the contract for service shall also apply to service under this rate schedule.

PRORATION ADJUSTMENTS

Charges for service supplied under this rate schedule, except the Customer Charge, are subject to proration adjustments.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 22

IRRIGATION SERVICE RATE

APPLICABILITY

This rate schedule is available for service to irrigation water pumps dedicated solely for irrigation water pumping. Only irrigation water pump loads of 15 HP or larger will be served under this rate schedule.

TERRITORY

Texas Service Area

TYPE OF SERVICE

Service available under this rate schedule will either be single or three phase at the option of the Company and at a standard Company approved voltage. All service will be taken at one point of delivery designated by the Company and at one of the Company's standard types of service. Electric energy will be measured by a single meter, or other measuring device, of each kind needed.

MONTHLY RATES

STANDARD SERVICE RATE - This rate is closed to new service and reconnection applications.

Customer Charge (per meter per month)	\$22.48
---------------------------------------	---------

Energy Charge per kWh	Summer (June through September)	Non-Summer (October through May)
All kWh	\$0.12931	\$0.09932

The Summer period shall be the months of June through September. The Non-Summer period shall be all other months.

ALTERNATIVE TIME-OF-DAY (TOD) RATE

This rate is available to current customers and new service applications.

Customer Charge (per meter per month)	\$22.48
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Energy Charge per kWh	Summer (June through September)	Non-Summer (October through May)
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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 22

IRRIGATION SERVICE RATE

On-Peak Period	\$0.47121	-----
Off-Peak Period	\$0.08385	\$0.09932

The On-Peak Period shall be from 1:00 p.m. through 5:00 p.m., Mountain Daylight Time, Monday through Friday, for the Summer months. The Off-Peak Period shall be all other hours not covered in the On-Peak Period.

The Customer that elects to take service under the Alternative Time-Of-Day (TOD) Rate, must do so for a minimum of twelve (12) months. If at the conclusion of the initial twelve (12) month period of service under the Alternative TOD rate, the total billings for the 12-month period exceed billings for the same period under the Standard Service rate, the Customer may opt to revert to the Standard Service rate. In this event, the Company will reset the Customer's account to the Standard Service rate and credit the Customer for the difference in billings under the Alternative TOD rate and the Standard Service rate for the 12-month review period.

MONTHLY MINIMUM CHARGE

The monthly minimum charge is the Customer Charge, Other Applicable Riders, and Tax Adjustment.

FIXED FUEL FACTOR

This rate schedule is subject to the provisions of the Company's Rate Schedule No. 98 (Fixed Fuel Factor).

OTHER APPLICABLE RIDERS

All service taken under this rate schedule is subject to the provisions of other Company riders that may apply to this rate schedule and shall be billed pursuant to the provisions of those riders.

TERMS OF PAYMENT

The due date of the bill for utility service shall not be less than sixteen (16) days after issuance. A bill becomes delinquent if not received at the Company by the due date. If the due date falls on a holiday or weekend, the next Company business day shall apply.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 22

IRRIGATION SERVICE RATE

TERMS AND CONDITIONS

Service supplied under this rate schedule is subject to the Company's Rules and Regulations on file with the Public Utility Commission of Texas and available for inspection at Company offices.

The Term of Contract for service under this rate schedule shall be not less than one (1) year during which time the Customer will maintain an active account and will pay the monthly minimum regardless of whether or not service is consumed.

PRORATION ADJUSTMENTS

Charges for service supplied under this rate schedule, except the Customer Charge, are subject to proration adjustments.

CONDITIONS FOR SERVICE AVAILABILITY

Service will be provided under the provisions of the Company's Line Extension Policy.

DISCONTINUANCE OF USE BY CUSTOMER

Where use of service is discontinued by the Customer or payments for any billing year are not made in accordance with the rate schedule, the Company may at such time, after issuance of a disconnect notice, remove the Company-installed facilities used to provide service with no further liability by the Company to the Customer. Such removal shall not relieve the Customer of any payments due to the Company for service.

Service reconnections following disconnection at Customer request or for non-payment will be made under the available Alternative TOD rate.

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SCHEDULE NO. 24

GENERAL SERVICE RATE

APPLICABILITY

This rate schedule is available to all Customers for lighting, power, and heating service with a highest measured demand as defined by the Determination of Billing Demand. Service under this rate schedule shall be limited to Customers who otherwise do not qualify for service under the Company's other rate schedules and whose highest measured demand, during the current month and previous eleven (11) month period, was (i) greater than fifteen (15) kilowatts (kW) in any month and (ii) did not exceed six hundred (600) kW, in any two (2) consecutive months.

The Standard Rates provision is closed to new customers whose projected demand is 300 kW or greater. The Alternative Time-of-Day Monthly Rate provision is available to current customers and is mandatory for new service applications with a projected demand greater than 300 kW; however, customers choosing or required to take the Alternative Time-of-Day Rate may take service under the Standard Service Rate after 12 months on the Alternative Time-of-Day Rate as provided below.

TERRITORY

Texas Service Area

TYPE OF SERVICE

Service available under this rate schedule will be determined by the Company and will either be single or three-phase at the option of the Company and at a standard Company approved voltage. All service will be taken at one point of delivery designated by the Company and at one of the Company's standard types of service. Electric energy will be measured by a single meter, or other measuring device, of each kind needed.

MONTHLY RATES

STANDARD SERVICE RATES

Customer Charge (per meter per month)	\$60.24	
Secondary Voltage	Summer	Non-Summer
Demand Charge per kW	\$14.25	\$10.38
Energy Charge, per kWh		
For the first 200 hours times the maximum measured demand	\$0.06227	\$0.04157

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SCHEDULE NO. 24

GENERAL SERVICE RATE

For the next 150 hours times the maximum measured demand	\$0.04727	\$0.03407
For all additional kWh	\$0.03727	\$0.02907

Primary Voltage	Summer	Non-Summer
Demand Charge per kW	\$13.66	\$9.79
Energy Charge, per kWh		
For the first 200 hours times the maximum measured demand	\$0.05957	\$0.03907
For the next 150 hours times the maximum measured demand	\$0.04457	\$0.03157
For all additional kWh	\$0.03457	\$0.02657

Transmission Voltage	Summer	Non-Summer
Demand Charge per kW	\$12.06	\$8.19
Energy Charge, per kWh		
For the first 200 hours times the maximum measured demand	\$0.05411	\$0.03381
For the next 150 hours times the maximum measured demand	\$0.03911	\$0.02631
For all additional kWh	\$0.02911	\$0.02131

The Summer period shall be the months of June through September. The Non-Summer period shall be all other months.

ALTERNATIVE TIME-OF-DAY (TOD) RATE

New customers whose projected demand is over 300 kW must take service under the Alternative Time-of-Day (TOD) Rate. Customers that are taking service on the Standard Service rate prior to the date of the Public Utility Commission of Texas Final Order in Docket No. 46831 have the option to take service under the Alternative (TOD) rate.

Customer Charge (per meter per month)	\$60.24
---------------------------------------	---------

Secondary Voltage	Summer (June through September)	Non-Summer (October through May)
Demand Charge per kW	\$14.25	\$10.38
Energy Charge per kWh		
On-Peak Period	\$0.16008	-----
Off-Peak Period	\$0.01853	\$0.03795

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SCHEDULE NO. 24

GENERAL SERVICE RATE

Primary Voltage	Summer (June through September)	Non-Summer (October through May)
Demand Charge per kW	\$13.66	\$9.79
Energy Charge per kWh		
On-Peak Period	\$0.15675	-----
Off-Peak Period	\$0.01520	\$0.03445
Transmission Voltage	Summer (June through September)	Non-Summer (October through May)
Demand Charge per kW	\$12.06	\$8.19
Energy Charge per kWh		
On-Peak Period	\$0.15129	-----
Off-Peak Period	\$0.00974	\$0.02899

The Summer period shall be the months of June through September. The Non-Summer period shall be all other months. The On-Peak Period shall be from 12:00 P.M. through 6:00 P.M., Mountain Daylight Time, Monday through Friday, for the Summer months. There is no On-Peak Period for the Non-Summer months.

The Off-Peak Period shall be all other hours not covered in the On-Peak period. For Distributed Generation (DG) customers that are net energy metered, the net energy metering provision will be applied by TOD period.

Current customers under the Standard Service rate and new customers that are not required to take service under the Alternative TOD rate, may elect service under the Alternative TOD rate. The Customer that elects or that is required to take service under the Alternative TOD rate, must do so for a minimum of twelve (12) months. If, at the conclusion of the initial twelve (12) month period of service under the Alternative TOD rate, the total billings for the 12-month period exceed billings for the same period under the Standard Service rate, the Customer may opt to revert to the Standard Service rate. In this event, the Company will reset the Customer's account to the Standard Service rate and credit the Customer for the difference in billings under the Alternative TOD rate and the Standard Service rate for the initial 12-month review period.

MONTHLY MINIMUM CHARGE

The monthly minimum charge is Customer Charge plus applicable Demand Charge plus Other Applicable Riders, and Tax Adjustment.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 24

GENERAL SERVICE RATE

DETERMINATION OF BILLING DEMAND

Maximum Demand is defined as the highest measured thirty (30) minute interval kW load during the billing month.

- A. The billing demand (in kW) will be the highest of 15 kW; or
- B. The Maximum Demand, adjusted by the Meter Voltage Adjustment, if applicable; or
- C. 60% of the highest measured demand established during the billing months of June through September in the twelve (12) month period ending with the current month.

The Company may refuse service to another Customer at the same address when service is terminated to avoid or evade payment of the minimum demand charges as set forth in this rate schedule.

The Company will reset the demand ratchet for customers installing Distributed Generation (DG) and/or storage following interconnection of the DG and/or storage, restarting the historical demand used for purposes of applying(c) above.

EXPERIMENTAL OFF-PEAK RATE RIDER

This experimental rate rider is limited to those Customers whose average load factor, during the current month and previous eleven (11) month period, did not exceed thirty percent.

Service under this rate rider will be available by calendar year beginning on January 1 of each year. A Customer requesting service under this rate rider must provide a signed agreement for service to EPE prior to January 1 of the initial year of taking service under the agreement. After the initial calendar year, the agreement will automatically renew for the subsequent calendar year unless the Customer provides written notice to the Company of their cancellation of service under this rate rider on or before December 1 prior to the renewal year.

A Customer taking service under this rate rider whose average load factor during the current month and previous eleven (11) month period is greater than 30 percent for two (2) consecutive months shall be declared ineligible for this rate rider and will be billed for the current month and thereafter under the retail rate schedule currently in effect and otherwise applicable to the Customer. The Customer shall again qualify for service under this rate rider in the first month after its average load factor during the current month and previous eleven (11) month period remains below 30 percent.

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SCHEDULE NO. 24

GENERAL SERVICE RATE

The Company, at its option, may request payment for any special metering installation costs required for the Customer to take service under this rate rider.

Monthly Rates – Experimental Off-Peak Rider

	Secondary Voltage	Primary Voltage	Transmission Voltage
Customer Charge (per meter per month)	\$60.24	\$60.24	\$60.24
Summer Demand Charge per kW			
On-Peak Period	\$19.82	\$19.23	\$17.63
Maximum	\$10.38	\$9.79	\$8.19
Non-Summer Demand Charge per kW	\$10.38	\$9.79	\$8.19
Summer Energy Charge per kWh			
On-Peak Period	\$0.17188	\$0.16855	\$0.16309
Off-Peak Period	\$0.01853	\$0.01520	\$0.00974
Non-Summer Energy Charge per kWh	\$0.03795	\$0.03445	\$0.02899

The On-Peak Period shall be from 12:00 P.M. to 6:00 P.M., Mountain Daylight Time, Monday through Friday, for the Summer months of June through September. The Off-Peak Period shall be all other hours not covered in the On-Peak period.

On-Peak Period Demand Charges for the billing months of June and October will be prorated based upon the number of on-peak demand days within the Customer's billing month.

Determination of Billing Demand – Experimental Off-Peak Rider

The Demand Charge will be the sum of the On-Peak billing demand times the applicable rate plus the maximum billing demand times the applicable rate.

Maximum Demand will be defined as the highest thirty (30) minute interval kW load determined by measurement.

The Maximum billing demand will be the highest of:

- A. 15 kW; or
- B. The Maximum Demand, adjusted by the Meter Voltage Adjustment; or,
- C. 75% of the highest measured demand established in the billing months of June through September in the twelve (12) month period ending with the current month.

EL PASO ELECTRIC COMPANY

SCHEDULE NO. 24

GENERAL SERVICE RATE

POWER FACTOR ADJUSTMENT

For historical Maximum Demands of 250 kW and above, if the measured power factor at the time of Maximum Demand is below 90% lagging, a power factor adjustment shall be calculated as follows:

ADJ = $((kW \times .95 / PF) - kW) \times DC$, where
ADJ = Increase to applicable Demand Charge,
kW = Maximum Demand,
PF = Monthly measured Power Factor, and
DC = Demand Charge.

METER VOLTAGE ADJUSTMENT

If electric service is delivered on the high voltage side of a Customer-supplied transformer and is metered on the low voltage side of the transformer, the following meter adjustments shall be made:

Adjusted Maximum Demand = Maximum Demand multiplied by 1.013
Billing kilowatt-hours = Metered kilowatt-hours multiplied by 1.022

If electric service is delivered on the low voltage side of a Company-owned transformer and is metered on the high voltage side of the transformer, the following meter adjustments shall be made:

Adjusted Maximum Demand = Metered Maximum Demand divided by 1.013
Billing kilowatt-hours = Metered kilowatt-hours divided by 1.022

THERMAL ENERGY STORAGE (TES) RIDER

Available to Customers with separately metered (TES) Systems whose Maximum Demand does not exceed the Maximum Demand of the building after completion of the necessary contract arrangements and installation of the necessary meter equipment. The billing demand for this separately metered load will be the Maximum Demand established during the On-Peak Period.

The On-Peak Period shall be from 12:00 P.M. through 6:00 P.M., Mountain Daylight Time, Monday through Friday June through September. The Off-Peak Period shall be all other hours not covered in the On-Peak period.

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SCHEDULE NO. 24

GENERAL SERVICE RATE

No other options or riders are applicable to consumption covered under this rider. Both separately metered TES systems and total building loads must be served under this rate schedule.

FIXED FUEL FACTOR

This rate schedule is subject to the provisions of the Company's Rate Schedule No. 98 (Fixed Fuel Factor).

OTHER APPLICABLE RIDERS

All service taken under this rate schedule is subject to the provisions of other Company riders that may apply to this rate schedule and shall be billed pursuant to the provisions of those riders.

TERMS OF PAYMENT

The due date of the bill for utility service shall not be less than sixteen (16) days after issuance. A bill becomes delinquent if not received at the Company by the due date. If the due date falls on a holiday or weekend, the next Company business shall apply.

TERMS AND CONDITIONS

Service supplied under this rate schedule is subject to the Company's Rules and Regulations on file with the Public Utility Commission of Texas and available for inspection at Company offices.

If a Customer's highest measured thirty (30) minute average kW load exceeds 600 kW for two (2) consecutive months, the Customer shall be placed on the Large Power Service Rate Schedule No. 25 for a minimum of twelve (12) months. Upon completion of the minimum twelve (12) month period, a determination will be made by the Company for the Customer's applicable rate schedule.

If a Customer's highest measured thirty (30) minute average kW load has not exceeded 15 kW for two (2) consecutive months during the current month and previous eleven (11) month period, at the Company's sole option, that Customer shall be placed on Rate Schedule No. 02, Small General Service Rate.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 24

GENERAL SERVICE RATE

Any new Customer that has not established a prior service history with the Company shall be classified under the appropriate rate schedule in accordance with a demand estimate performed by the Company.

PRORATION ADJUSTMENTS

Charges for service supplied under this rate schedule, except the Customer Charge, are subject to proration adjustments.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 25

LARGE POWER SERVICE RATE

APPLICABILITY

This rate schedule is available to all Customers for lighting, power, and heating service with a highest measured demand as defined by the Determination of Billing Demand. Service under this rate schedule shall be limited to Customers who otherwise do not qualify for service under the Company's other rate schedules and whose highest measured demand, during the current month and previous eleven (11) month period, exceeded six hundred (600) kilowatts (kW), in any single month.

TERRITORY

Texas Service Area

TYPE OF SERVICE

Service available under this rate schedule will be determined by the Company and will be either single or three phase at the option of the Company and at a standard Company approved voltage. All service will be taken at the point of delivery designated by the Company and at one of the Company's standard types of service. Electric energy will be measured by a single meter, or other measuring device, of each kind needed.

MONTHLY RATES

STANDARD SERVICE RATE

Secondary Voltage	Summer (June through September)	Non-Summer (October through May)
Customer Charge (per meter per month)	\$250.00	\$250.00
Demand Charge per kW	\$23.95	\$19.57
Energy Charge per kWh		
On-Peak Period	\$0.11071	-----
Off-Peak Period	\$0.00269	\$0.00269

Primary Voltage	Summer (June through September)	Non-Summer (October through May)
Customer Charge (per meter per month)	\$250.00	\$250.00
Demand Charge per kW	\$22.57	\$18.19
Energy Charge per kWh		
On-Peak Period	\$0.11349	-----
Off-Peak Period	\$0.00267	\$0.00267

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 25

LARGE POWER SERVICE RATE

Transmission Voltage	Summer (June through September)	Non-Summer (October through May)
Customer Charge (per meter per month)	\$500.00	\$500.00
Demand Charge per kW	\$20.33	\$15.95
Energy Charge per kWh		
On-Peak Period	\$0.15102	-----
Off-Peak Period	\$0.00264	\$0.00264

The Summer period shall be the months of June through September. The Non-Summer period shall be all other months. The On-Peak Period shall be from 12:00 P.M. through 6:00 P.M., Mountain Daylight Time, Monday through Friday for the Summer period. There is no On-Peak Period for the Non-Summer months.

The Off-Peak Period shall be all other hours not covered in the On-Peak Period. For Distributed Generation (DG) customers that are energy net metered, the net energy metering provision will be applied by TOD period.

MONTHLY MINIMUM CHARGE

The monthly minimum charge is the Customer Charge plus applicable Demand Charge plus, Other Applicable Riders, and Tax Adjustment.

DETERMINATION OF BILLING DEMAND

Maximum Demand is defined as the highest measured thirty (30) minute interval kW load during the billing month.

The billing demand (in kW) will be the highest of:

- A. 600 kW; or
- B. The Maximum Demand, adjusted by the Meter Voltage Adjustment, if applicable; or
- C. 75% of the highest measured demand established during the billing months of June through September in the twelve (12) month period ending with the current month.

The Company may refuse service to another Customer at the same address when service is terminated to avoid or evade payment of the minimum demand charges as set forth in this rate schedule.

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EL PASO ELECTRIC COMPANY

SCHEDULE NO. 25

LARGE POWER SERVICE RATE

The Company will reset the demand ratchet for customers installing Distributed Generation (DG) and/or storage following interconnection of the DG and/or storage, restarting the historical demand used for purposes of applying (c) above.

EXPERIMENTAL OFF-PEAK RATE RIDER

This experimental rate rider is available to all Customers for lighting, power, and heating service pursuant to the provisions of the Company's Large Power Service Rate currently in effect and otherwise applicable to the Customer, but limited to those Customers whose average load factor, during the current month and previous eleven (11) month period, did not exceed thirty percent. This experimental rate rider is not available for standby, temporary, resale, or interruptible service.

Service under this rate rider will be available by calendar year beginning on January 1 of each year. A Customer requesting service under this rate rider must provide a signed agreement for service to EPE prior to January 1 of the initial year of taking service under the agreement. After the initial calendar year, the agreement will automatically renew for the subsequent calendar year unless the Customer provides written notice to the Company of their cancellation of service under this rate rider on or before December 1 prior to the renewal year.

A Customer taking service under this rate rider whose average load factor during the current month and previous eleven (11) month period is greater than 30 percent for two (2) consecutive months shall be declared ineligible for this rate rider and will be billed for the current month and thereafter under the retail rate schedule currently in effect and otherwise applicable to the Customer. The Customer shall again qualify for service under this rate rider in the first month after its average load factor during the current month and previous eleven (11) month period remains below 30 percent.

The Company, at its option, may request payment for any special metering installation costs required for the Customer to take service under this rate rider.

Monthly Rates – Experimental Off-Peak Rider

	Secondary Voltage	Primary Voltage	Transmission Voltage
Customer Charge (per meter per month)	\$250.00	\$250.00	\$500.00

Summer Demand Charge per kW			
On-Peak Period	\$26.31	\$24.93	\$22.69

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SCHEDULE NO. 25

LARGE POWER SERVICE RATE

Maximum	\$12.83	\$11.45	\$9.21
Non-Summer Demand Charge per kW	\$19.57	\$18.19	\$15.95
Energy Charge per kWh			
On-Peak Period	\$0.16887	\$0.17316	\$0.23092
Off-Peak Period	\$0.00269	\$0.00267	\$0.00264
Non-Summer Energy Charge per kWh			
All kWh	\$0.00269	\$0.00267	\$0.00264

The On-Peak Period shall be from 12:00 P.M. to 6:00 P.M., Mountain Daylight Time, Monday through Friday, for the Summer months of June through September. The Off-Peak Period shall be all other hours not covered in the On-Peak Period. The Non-Summer period shall be all other months.

On-Peak Period Demand Charges for the billing months of June and October will be prorated based upon the number of on-peak demand days within the Customer's billing month.

Determination of Billing Demand – Experimental Off-Peak Rider

The Demand Charge will be the sum of the on-peak billing demand times the applicable rate plus the maximum billing demand times the applicable rate.

Maximum demand will be defined as the highest thirty (30) minute average kW load determined by measurement.

The Maximum billing demand will be the highest of:

- A. 600 kW; or
- B. The Maximum Demand, adjusted by the Meter Voltage Adjustment; or
- C. 75% of the highest measured demand established in the billing months of June through September in the twelve (12) month period ending with the current month.

The On-Peak Period billing demand will be the higher of:

- A. Maximum Demand during the On-Peak Period hours; or,
- B. 100% of the highest measured On-Peak Period Maximum demand established in the billing months of June through September in the twelve (12) month period ending with the current month.

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SCHEDULE NO. 25

LARGE POWER SERVICE RATE

The Company will reset the demand ratchet for customers installing Distributed Generation (DG) and/or storage following interconnection of the DG and/or storage, restarting the historical demand used for purposes of applying the tariffed demand ratchet.

POWER FACTOR ADJUSTMENT

If the power factor at the time of Maximum Demand is below 90% lagging, a power factor adjustment shall be calculated as follows:

ADJ = $((kW \times .95 / PF) - kW) \times DC$, where
ADJ = Increase to applicable Demand Charge,
kW = Maximum Demand,
PF = Monthly measured Power Factor, and
DC = Demand Charge

METER VOLTAGE ADJUSTMENT

If electric service is delivered on the high voltage side of a Customer-supplied transformer, and is metered on the low voltage side of the transformer, the following meter adjustments shall be made:

Adjusted Maximum Demand = Maximum Demand multiplied by 1.013
Billing kilowatt-hours = Metered kilowatt-hours multiplied by 1.022

If electric service is delivered on the low voltage side of a Company-owned transformer and is metered on the high voltage side of the transformer, the following meter adjustments shall be made:

Adjusted Maximum Demand = Metered Maximum Demand divided by 1.013
Billing kilowatt-hours = Metered kilowatt-hours divided by 1.022

THERMAL ENERGY STORAGE (TES) RIDER

Available to Customers with separately metered (TES) Systems whose Maximum Demand does not exceed the Maximum Demand of the building after completion of the necessary contract arrangements and installation of necessary metering equipment. The billing demand for this separately metered load will be the Maximum Demand established during the On-Peak Period.

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