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BEFORE THE
STATE OFFICE OF ADMINISTRATIVE
HEARINGS

APPLICATION OF EL PASO ELECTRIC COMPANY TO
CHANGE RATES

SOAH ORDER NO. 17
ADMITTING EVIDENCE AND REMANDING TO COMMISSION

On July 15, 2022, El Paso Electric Company (EPE), on behalf of all of the parties to this proceeding, filed a Joint Motion and a Stipulation and Agreement (Agreement) that resolves all issues in this proceeding. Rate 41 Group's signing of the Agreement is contingent on receiving approval of each of its individual members, as described in the Joint Motion.

The Joint Motion requests that the Administrative Law Judges admit evidence supporting the Agreement, grant interim rates, and dismiss this case from the State Office of Administrative Hearing's (SOAH) docket and return it to the Commission. These requests are GRANTED.

I. ADMISSION OF EVIDENCE

Consistent with the Signatories' request, the following additional evidence is admitted into the record:

1. The following intervenor testimonies filed in this proceeding, but not yet admitted into the record:
2. OPUC Exhibits 54 through 66--Direct testimony, workpapers, and attachments 1 through 13 of the Office of Public Utility Counsel witness Evan Evans.
3. OPUC Exhibits 67 through 76--Cross-rebuttal testimony, workpapers, and attachments 1 through 9 of the OPUC witness Evan Evans.
4. Rate 41 Group's Exhibits 1, 1a, and 1b--Direct testimony and exhibits, corrections, and workpapers of Rate 41 Group's witness James Daniel.
5. Rate 41 Group's Exhibits 2 and 2a--Cross-rebuttal testimony and exhibits, and workpapers of Rate 41 Group's witness James Daniel.
6. 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.
7. UTEP Exhibits 2, 2a, and 2b—Cross-rebuttal testimony and two workpapers of UTEP witness Kit Pevoto.
8. Vinton Steel Exhibit 1-- Direct Testimony of Raymond J. Stanley.
9. Vinton Steel Exhibit 2—Cross-Rebuttal Testimony of Raymond J. Stanley
10. 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 the Motion; and
11. The Agreement in Exhibit A to the Motion, along with its attachments.
12. Rate case expense information previously filed by EPE in its responses to Staff's Sixth and Eleventh Requests for Information as follows:

13. El Paso Electric Company's Third Supplemental Response to Commission Staff's Sixth Request for Information (AIS 545)
14. El Paso Electric Company's Third Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 546)
15. El Paso Electric Company's CONFIDENTIAL Third Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 548)
16. El Paso Electric Company's Fourth Supplemental Response to Commission Staff's Sixth Request for Information (AIS 561)
17. El Paso Electric Company's Fourth Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 562)
18. El Paso Electric Company's CONFIDENTIAL Fourth Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 563)
19. El Paso Electric Company's Fifth Supplemental Response to Commission Staff's Sixth Request for Information (AIS 573)
20. El Paso Electric Company's Fifth Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 574)
21. El Paso Electric Company's CONFIDENTIAL Fifth Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 575)
22. El Paso Electric Company's Sixth Supplemental Response to Commission Staff's Sixth Request for Information (AIS 587)
23. El Paso Electric Company's Sixth Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 588)
24. El Paso Electric Company's CONFIDENTIAL Sixth Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 589)
25. El Paso Electric Company's Seventh Supplemental Response to Commission Staff's Sixth Request for Information (AIS 595)
26. El Paso Electric Company's Seventh Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 597)

27. El Paso Electric Company's CONFIDENTIAL Seventh Supplemental Response to Commission Staff's Eleventh Request for Information (AIS 597)
28. The rate case expense information previously filed by the City of El Paso as follows:
29. Staff Exhibit 20--City of El Paso's (CEP) First Monthly Supplemental Rate Case Expense Submission (AIS 486).
30. City of El Paso's Second Supplemental Rate Case Expense Submission (AIS 551)
31. City of El Paso's Third Supplemental Rate Case Expense Submission (AIS 568)
32. City of El Paso's Fourth Supplemental Rate Case Expense Submission (AIS 580)
33. City of El Paso's Fifth Supplemental Rate Case Expense Submission (AIS 590)
34. City of El Paso's Sixth Supplemental Rate Case Expense Submission (AIS 594)

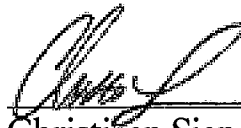
II. INTERIM RATES

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

III. DISMISSAL OF SOAH DOCKET AND RETURN OF CASE TO COMMISSION

This case is now settled in full. Therefore, it is ORDERED that this case is dismissed from SOAH'S docket without prejudice and is returned to the Commission for final processing and approval. The Joint Motion includes agreed proposed findings of fact, conclusions of law and ordering paragraphs. As soon as practicable, EPE SHALL email a Word copy of the proposed order to the Commission via cadmorders@puc.texas.gov.

SIGNED JULY 21, 2022.

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

Christiaan Siano,
Presiding Administrative Law Judge