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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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**EL PASO ELECTRIC COMPANY’S PETITION FOR REVIEW OF THE
VILLAGE OF VINTON’S ORDINANCE AND MOTION TO CONSOLIDATE**

El Paso Electric Company (“EPE”) hereby appeals the rate decision adopted by the Village of Vinton. This appeal is filed pursuant to Sections 33.051 and 33.053 of the Public Utility Regulatory Act (“PURA”). In support of this appeal and motion, EPE shows the following:

I. EPE’S REQUESTED RATE INCREASE

On June 1, 2021, EPE filed with the Public Utility Commission of Texas (“Commission”) a statement of intent and application for authority to increase its electric utility rates to be charged within the areas over which the Commission has original jurisdiction. That statement of intent and application was assigned PUC Docket No. 52195. EPE concurrently filed a similar statement of intent and application with each municipality with original jurisdiction over EPE’s rates.

II. ACTION BY THE VILLAGE OF VINTON

On July 6, 2021, the Village of Vinton denied EPE’s proposed rate change. EPE has received Resolution 2021-07-06-1 that reflects this action. The Resolution is attached to this Petition.

III. JURISDICTION

The Commission has jurisdiction over this appeal pursuant to PURA §§ 32.001(b) and 33.051.

IV. MOTION TO CONSOLIDATE

EPE requests that its appeal of the Village of Vinton’s ordinance be consolidated with Docket No. 52195. This appeal involves issues of law and fact common to those involved in Docket No. 52195 and PURA § 33.054 authorizes the Commission to enter a final order establishing rates on a *de novo* basis on appeal of all such municipal rate ordinances. Separate hearings of this appeal and Docket No. 52195 would result in unwarranted expense, delay, or substantial injustice.

V. CONCLUSION

EPE requests that the Administrative Law Judge enter an order consolidating the appeal of the ordinance adopted by the Village of Vinton with Docket No 52195. EPE further requests that EPE be granted the rate relief as requested in its statement of intent and application.

Respectfully submitted,

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By: 
Laura Bradshaw Kennedy

**ATTORNEYS FOR EL PASO ELECTRIC
COMPANY**

CERTIFICATE OF SERVICE

A copy of the foregoing Petition for Review of the Village of Vinton's Ordinance and Motion to Consolidate has been served by email, upon all parties of record on this July 29, 2021. In addition, a copy of the foregoing Petition for Review of the Village of Vinton's Ordinance and Motion to Consolidate has been served by email on the Village of Vinton on this July 29, 2021.


Laura Bradshaw Kennedy

**RESOLUTION No. 2021-07- 06-1
Village of Vinton, Texas**

WHEREAS, El Paso Electric Company (“EPE” or the “Company”), distributes electric power within the city limits of the Village of Vinton pursuant to a franchise granted to El Paso Electric Company by the City, and is an electric utility; and

WHEREAS, on June 1, 2021, EPE filed its Application to Change Rates with the Village of Vinton to be effective July 6, 2021; and

WHEREAS, pursuant to applicable law, the Village of Vinton maintains original jurisdiction over EPE rates charged within the city limits of the Village of Vinton; and


WHEREAS, the Village Council has determined that it is in the best interest of its citizens and ratepayers to deny EPE’s application in accordance with the PUCT’s Order.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF THE VILLAGE OF VINTON, TEXAS:

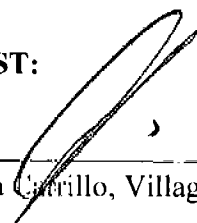
1. That El Paso Electric Company’s Application to Change Rates is denied.
2. That the Village Administrator is directed to notify El Paso Electric Company of its denial of the Application to Change Rates by having a copy of this Resolution promptly delivered or mailed to the Senior Regulatory Case Manager, or other authorized recipient of official documents, of the Company.

ADOPTED by the Village of Vinton, Texas, this 6th day of July, 2021.

Village of Vinton

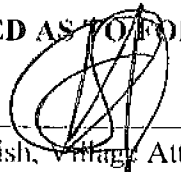
By: 
Manuel Leos, Mayor

ATTEST:



Andrea Carrillo, Village Administrator

APPROVED AS TO FORM:



Shane English, Village Attorney