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SOAH DOCKET NO. 473-21-2531

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APPLICATION OF AEP TEXAS INC. § BEFORE THE STATE OFFICE
TO ADJUST ITS ENERGY §
EFFICIENCY COST RECOVERY § OF
FACTOR AND RELATED RELIEF § ADMINISTRATIVE HEARINGS

COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY OF THE APPLICATION

On June 1, 2021, AEP Texas Inc. (AEP Texas) filed an application requesting to adjust its Energy Efficiency Cost Recovery Factor (EECRF) and for other related relief under PURA § 39.905 and 16 Texas Administrative Code (TAC) §§ 25.181 and 25.182. AEP Texas filed supplemental information on June 15, 2021.

On June 4, 2021, the State Office of Administrative Hearings (SOAH) administrative law judge (ALJ) issued SOAH Order No. 1, requiring the Staff of the Public Utility Commission of Texas (Staff) to file a recommendation on the sufficiency of the application by June 15, 2021. Therefore, this pleading is timely filed.

I. COMMENTS ON THE SUFFICIENCY OF THE APPLICATION

Staff has reviewed the application and the supplemental information filed on June 15, 2021, and has not identified any deficiencies to date. Under 16 TAC § 25.182(d)(8), a utility in an area in which customer choice is offered must file an application to adjust its EECRF by no later than June 1 of each year. Under 16 TAC § 25.182(d)(10), an EECRF application must include testimony and schedules in Excel format with intact formulas. The application, including testimonies and schedules, must address thirteen metrics identified under 16 TAC § 25.182(d)(10). Furthermore, under 16 TAC § 25.182(d)(11), the application must address ten factors, as applicable, to support the recovery of energy efficiency costs.

Staff recommends AEP Texas's application be deemed sufficient. The application was filed on June 1, 2021 and includes testimony of four witnesses in support of the application. In addition, AEP Texas provided Excel spreadsheets with the necessary formulas. Staff's review indicates that AEP Texas addressed, or at least attempted to address, all of the metrics and factors

listed under 16 TAC § 25.182(d)(10)-(11). Staff reserves the right to later assert certain thresholds required by the aforementioned provisions and to require AEP Texas to supplement the application. Staff may also require AEP Texas to supplement its application following discovery. Staff's recommendation on sufficiency is not a comment on the merits of the application.

II. CONCLUSION

Staff respectfully recommends that the application be deemed sufficient for further review.

June 15, 2021

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

Rustin Tawater
Managing Attorney

/s/ Daniel Moore

Daniel Moore
State Bar No. 24116782
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7465
(512) 936-7268 (facsimile)
Daniel.Moore@puc.texas.gov

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CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on June 15, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Daniel Moore
Daniel Moore