

Filing Receipt

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DOCKET NO. 52689

EXPEDITED PETITION FOR	§	PUBLIC UTILITY
APPROVAL OF INTERIM LOAD	§	
MANAGEMENT PROGRAMS FOR	§	COMMISSION OF TEXAS
NONRESIDENTIAL CUSTOMERS AND	§	
FOR AN ACCOUNTING ORDER	§	

JOINT TDU'S RESPONSE TO ORDER NO. 2 AND PROOF OF NOTICE

AEP Texas Inc.; CenterPoint Energy Houston Electric, LLC; and Texas-New Mexico Power Company (collectively, the Joint TDUs) file this Response to Order No. 2 and Proof of Notice. In support of their Response and Proof of Notice, the Joint TDUs state the following:

I. Response

a. Interim Load Management Programs

The Joint TDUs are working on providing details on their respective Interim Load Management Programs. The Joint TDUs will provide such details on or before the October 27, 2021 deadline stated in Order No. 2.

b. Notice

The Joint TDUs have provided notice of this proceeding to each party in their last base rate case proceedings. Attached to this Response are the Joint TDUs' respective proofs of notice. Additionally, attached to this Response is the Joint TDU's proposed notice for publication in the *Texas Register*. The proposed notice for publication is the same as the notice that the Joint TDUs provided to each party in their last base rate case proceedings.

II. Conclusion

The Joint TDUs request that the Public Utility Commission of Texas: (1) find that the Joint TDUs provided notice of this proceeding to each party in their last base rate proceedings and (2) approve Joint TDUs' proposed notice for publication in the *Texas Register*.

Date: October 22, 2021

Respectfully submitted,

Sam Chang

State Bar No. 24078333

CenterPoint Energy Service Company, LLC

1005 Congress Avenue, Suite 650

Austin, Texas 78701

(512) 397-3005

se.chang@centerpointenergy.com

Much Buns

On Behalf of the Joint TDUS

CERTIFICATE OF SERVICE

I, <u>Michael Burleson</u>, certify that a copy of this document was served on all parties of record in this proceeding on <u>October 22</u>, 2021, by e-mail pursuant to the Order Suspending Rules - PUC Docket No. 50664.

Proof of Notice of the Joint TDUs

AFFIDAVIT

STATE OF TEXAS	§
	§
COUNTY OF TRAVIS	§

Gregory K. Gullickson, a person known to me, after being duly sworn, deposes and states that he is a Regulatory Consultant for AEP Texas Inc. (AEP Texas), that in such capacity, he is qualified and authorized to file and verify information in Docket No. 52689 Expedited Petition for Approval of Interim Load Management Programs for Nonresidential Customers and for an Accounting Order, and hereby certifies that:

- 1. Individual notice was provided to all parties that participated in AEP Texas's last base rate, Docket No. 49494. Notice was completed October 21, 2021, by sending counsel of record for each party a copy of the notice via electronic mail in accordance with Order No. 2 and the Commission's Second Order Suspending Rules issued on July 16, 2020 in Project No. 50664.
- 2. A copy of the notice provided to each of the above-referenced parties is provided as Attachment A.
- 3. A list of all authorized representatives in Docket No. 49494 is provided as Attachment B.

Gregory K. Gullickson

SUBSCRIBED AND SWORN TO BEFORE ME, this 22nd day of October 2021.



Mussa gay Netz Notary Public

On October 8, 2021, AEP Texas Inc.; CenterPoint Energy Houston Electric, LLC; and Texas-New Mexico Power Company (collectively, the Joint TDUs) filed with the Public Utility Commission of Texas (Commission) an Expedited Petition requesting expedited approval of the Joint TDUs: (1) designing and operating load management programs for nonresidential customers during the period of December 1, 2021 - February 28, 2022 (the Interim Load Management Programs) and (2) recording a regulatory asset for reasonable and necessary costs associated with the design and operation of the Interim Load Management Programs and for future load management programs for nonresidential customers. The Expedited Petition has been assigned Docket No. 52689. The Expedited Petition may affect commercial and industrial customers that may qualify and that may elect to participate in any of the Interim Load Management Programs.

Persons with questions or who want more information about the Expedited Petition may contact the Joint TDUs at:

AEP Texas Inc.

Cherron Rinehart 400 W. 15th Street, Suite 1520 Austin, Texas 78701 (512) 481-4585 ckrinehart@aep.com

Texas-New Mexico Power Company

Scott Seamster 577 North Garden Ridge Blvd. Lewisville, Texas 75067 (512) 397-3005 scott.seamster@pnmresources.com

CenterPoint Energy Houston Electric, LLC

Sam Chang 1005 Congress Avenue, Suite 650 Austin, Texas 78701 (512) 397-3005 se.chang@centerpointenergy.com

In addition, a complete copy of the filing will be available for inspection at the addresses listed above.

Persons who wish to intervene in or comment in this proceeding should notify the Commission as soon as possible, as intervention deadlines will be imposed. A request to intervene should be filed electronically. Instructions for electronic filing via the "PUC Filer" on the Commission's website can be found here: https://interchange.puc.texas.gov/filer. For assistance with your electronic filing, please contact the Commission's Help Desk at (512) 936-7100 or helpdesk@puc.texas.gov.

If you wish to participate in this proceeding by becoming an intervenor, the deadline for intervention in the proceeding is 14 days from the date this Notice is provided and the PUC should receive a letter from you requesting intervention by that date. While the preferred method is for you to submit your request for intervention electronically, if you are unable to do so you may mail 10 copies of the request to:

Public Utility Commission of Texas P.O. Box 13326 Austin, Texas 78711-3326

PUC Docket No. 49494 SERVICE LIST

PARTY	REPRESENTATIVE	BUSINESS	MAILING ADDRESS	сіту	STATE	ZIP CODE	EMAIL
Public Utilitiy Commission of Texas (PUC Commission Staff)	Rachelle Robles	Public Utility Commission of Texas	P.O. Box 13326	Austin	тх	78711-3326	Racheile.Robles@puc.texas.gov Rashmin.Asher@puc.texas.gov Eleanor.DAmbrosio@puc.texas.gov
Cities Served by AEP Texas (Cities)	Thomas Brocato	Lloyd Gosselink Rochelle & Townsend, P.C.	816 Congress Ave Ste 1900	Austin	TX	78701	tbrocato@lglawfirm.com imauldin@lqlawfirm.com
Office of Public Utility Counsel (OPUC)	Chris Ekoh	Office of Public Utility Counsel	PO Box 12397	Austin	TX	78711	chris.ekoh@opuc.texas.gov jessie.demoss@opuc.texas.gov
Texas Industrial Energy Consumers (TIEC)	Katherine L. Coleman	O'Melveny & Myers LLP	500 W 2nd Street, Suite 1900	Austin	TX	78701	kcoleman@omm.com mmcmillin@omm.com
South Texas Electric Cooperative, Inc. (STEC)	Jennifer N. Littlefield	Haynes and Boone LLP	600 Congress Ave Ste 1300	Austin	ΤX	78701	iennifer.littlefield@havnesboone.com diana.liebmann@havnesboone.com
Public Utilities Board of the City of Brownsville (BPUB)	Scott Smyth	Davidson Troilo Ream & Garza, P.C.	919 Congress Ave Ste 810	Austin	TX	78701	ssmyth@dtrglaw.com idavidson@dtrglaw.com
Golden Spread Electric Cooperative, Inc. (Golden Spread)	Carl R. Galant	McGinnis Lochridge LLP	600 Congress Ave Ste 2100	Austin	TX	78701	cgalant@mcginnislaw.com mberry@gsec.coop
Alliance for Retail Markets (ARM)	Carrie Collier-Brown	Locke Lord LLP	600 Congress Ave Ste 2200	Austin	TX	78701	<u>carrie.collierbrown@lockelord.com</u> <u>matthew.arth@lockelord.com</u>
Texas Cotton Ginners' Association (TCGA)	Zachary S. Brady	Brady & Hamilton, LLP	1602 13th St	Lubbock	TX	79401	zach@bhlawgroup.com adam@bhlawgroup.com
Department of the Navy (DON)	Rita M. Liotta	NAVFAC Southwest, Department of the Navy	1 Ave of the Palms Ste 161	San Francisco	CA	94130	<u>Rita,Liotta@navy.mil</u>
Texas Energy Association for Marketers (TEAM)	Catherine J. Webking	Scott, Douglass & McConnico, LLP	303 Colorado St, Ste 2400	Austin	TX	78701	cwebking@scottdoug.com
Walmart Inc. (Walmart)	Lisa V. Perry	Walmart Inc.	2608 SE J Street	Bentonville	AR	72716	lisa.perry@walmart.com

AFFIDAVIT OF MICHAEL BURLESON

STATE OF TEXAS

COUNTY OF HARRIS

§ §

Before me, the undersigned authority, on this day personally appeared Michael Burleson, who, having been placed under oath by me, did depose as follows:

- 1. My name is Michael Burleson. I am over the age of 18, of sound mind, and fully competent to make this affidavit. I have personal knowledge of the facts and statements in this affidavit, and the facts and statements in this affidavit are true and correct to the best of my information, knowledge, and belief.
- 2. I am employed by CenterPoint Energy Service Company, LLC as a Senior Coordinator, Regulatory. As part of my responsibilities as a Senior Coordinator, I have first-hand knowledge of the steps taken by CenterPoint Energy Houston Electric, LLC (CenterPoint Houston) to provide notice of the petition in Public Utility Commission of Texas (Commission) Docket No. 52689 to all participants in CenterPoint Houston's last base rate case proceeding in Commission Docket No. 49421.
- 3. On October 21, 2021, notice of the petition in Commission Docket No. 52689 was provided, via e-mail, to all participants in CenterPoint Houston's last base rate proceeding in Commission Docket No. 49421. Attached to this affidavit are a copy of the notice that was provided and a list of the parties that received notice of the petition in Commission Docket No. 52689.
- 4. A copy of the petition in Commission Docket No. 52689 is also available for inspection at the offices of CenterPoint Houston at 1111 Louisiana Street, 19th Floor, Houston, Texas 77002 or 1005 Congress Avenue, Suite 610, Austin, Texas 78701. The petition is also available for viewing on the Filing Interchange on the Commission's website at: www.puc.texas.gov.

Mutho Bundania Michael Burleson

SUBSCRIBED AND SWORN TO BEFORE ME by the said Michael Burleson on the Act

day of October, 2021.

ALICE S HART NOTARY ID #130321-7 My Commission Expires July 17, 2023

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Cherron Rinehart 400 W. 15th Street, Suite 1520 Austin, Texas 78701 (512) 481-4585 ckrinehart@aep.com

Texas-New Mexico Power Company

Scott Seamster 577 North Garden Ridge Blvd. Lewisville, Texas 75067 (512)397-3005 scott.seamster@pnmresources.com

CenterPoint Energy Houston Electric, LLC

Sam Chang 1005 Congress Avenue, Suite 650 Austin, Texas 78701 (512)397-3005 se.chang@centerpointenergy.com

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Public Utility Commission of Texas P.O. Box 13326 Austin, Texas 78711-3326

Notice list

Party	Counsel
OPUC	Barham Richard
	barham.richard@opuc.texas.gov
City of Houston	Alton Hall alton.hall@arlaw.com
	YuShan Chang YuShan.Chang@houstontx.gov
Gulf Coast Coalition of Cities	Thomas Brocato tbrocato@lgla wfirm.com
Houston Coalition of Cities	Alton Hall <u>a lton hall@arlaw.com</u>
Texas Coast Utilities Coalition	Alfred R. Herrera <u>a herrera@herreralawpllc.com</u>
	Sergio E. Herrera sherrera@herreralawpilc.com
Texas Energy Industrial Customers	Katherine Coleman kcoleman@omm.com
	Michael McMillin mmcmillin@omm.com
Alliance for Retail Markets	Carrie Collier-Brown carrie.collierbrown@lockelord.com
	Matthew Arth matthew.arth@lockelord.com
Texas Energy Association for Marketers	Catherine Webking cwebking@scottdoug.com
Calpine Corporation	Diana Woodman Hammett Diana. Woodman Hammett@calpine.com
	Chris Reeder <u>chris reeder@huschblackwell.com</u>
Texas Competitive Power Advocates	Michele Richmond michele@competitivepower.org
Olin Corporation	Meghan Griffiths mgriffiths@jw.com
	Alisha Mehta amehta@jw.com
Generation Park Management District	Rex VanMiddlesworth

	rexvanm@omm.com
McCord Development	Rex VanMiddlesworth rexvanm@omm.com
H-E-B, LP	Diana Liebmann diana.liebmann@haynesboone.com Jennifer Littlefield jennifer.littlefield@haynesboone.com
Solar Energy Industries Association	Katherine Gensler kgensler@seia.org Michael Jewell michael@jewellandassociates.com
Enel X North America, Inc.	Mona Tierney-Lloyd mona.tierney-lloyd@enel.com Micha el Jewell micha el@jewellandassociates.com
Wal-MartInc.	Steve Chriss stephen.chriss@walmart.com Lisa Perry lperry@oram-houghton.com

DOCKET NO. 52689

EXPEDITED PETITION OF CENTERPOINT ENERGY HOUSTON	§ §	
ELECTRIC, LLC FOR APPROVAL OF	§	PUBLIC UTILITY COMMISSION
INTERIM LOAD MANAGEMENT	§	OF TEXAS
PROGRAMS FOR NONRESIDENTIAL	§	
CUSTOMERS AND FOR AN	§	
ACCOUNTING ORDER	§	

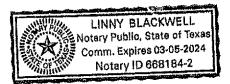
AFFIDAVIT OF CATHLE PIONTEK

BEFORE ME, the undersigned authority, on this day personally appeared Cathie Piontek, who being by me first duly sworn, on oath, stated the following:

- 1. My name is Cathie Piontek. I am a paralegal at Texas-New Mexico Power Company. I am authorized to make this affidavit and I have personal knowledge of all facts stated herein.
- 2. On October 21, 2021, a copy of *Notice of Request for an Accounting Order* was served via electronic mail¹ on every participant in TNMP's last rate case.
- 3. Attached as Exhibit "A" is a copy of the notice served to all parties.
- 4. Attached as Exhibit "B" is a list containing the name and contact information of each party served.

Cathie Piontek

SUBSCRIBED AND SWORN TO BEFORE ME, a Notary Public in and for the State of Texas, this 22nd day of October 2021.



Humblachwell Notary Public

My commission expires:

3-5-2024

¹ Pursuant to the PUC's Order Suspending Rules in Docket No. 50664, service via electronic mail is appropriate.

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Service List - Rate Case Parties

AGENT	COMPANY	PARTY	EMAIL	ADDRESS	PHONE	FAX
Cassandra Quinn	PUCT OPUC	Office of Public Utility Counsel	cassandra.quinn@opuc.texas.gov	1701 N. Congress Avenue, Suite 9- 180, Austin, Texas 78711-2397	512-936-7500	512-936-7525
Tucker Furlow	PUCT OPUC	Office of Public Utility Counsel	tucker.furlow@opuc.texas.gov	1701 N. Congress Avenue, Suite 9- 180, Austin, Texas 78711-2397	512-936-7500	512-936-7525
Chris Ekoh	PUCT OPUC	Office of Public Utility Counsel	chris,ekoh@opuc.texas.gov	1701 N. Congress Avenue, Suite 9- 180, Austin, Texas 78711-2397	512-936-7500	512-936-7525
	PUCT OPUC	Office of Public Utility Counsel	opuc_eservice@opuc.texas.gov	1701 N. Congress Avenue, Suite 9- 180, Austin, Texas 78711-2397	512-936-7500	512-936-7525
Chris L. Brewster	Lloyd Gosselink Rochelle &	Gulf Coast Coalition of Cities	cbrewster@lglawfirm.com	816 Congress Avenue, Suite 1900, Austin, Texas 78701	512-322-5800	512-472-0532
Thomas L. Brocato	Lloyd Gosselink Rochelle &	Gulf Coast Coalition of Cities	tbrocato@lglawfirm.com	816 Congress Avenue, Suite 1900, Austin, Texas 78701	512-322-5800	512-472-0532
Jamie Mauldin	Lloyd Gosselink Rochelle &	Gulf Coast Coalition of Cities	jmauldin@lglawfirm.com	816 Congress Avenue, Suite 1900, Austin, Texas 78701	512-322-5800	512-472-0532
Robyn Katz	Lloyd Gosselink Rochelle &	Gulf Coast Coalition of Cities	rkatz@lglawfirm.com	816 Congress Avenue, Suite 1900, Austin, Texas 78701	512-322-5800	512-472-0532
Katherine L. Coleman	O'Melveny & Myers LLP	Texas Industrial Energy Consumers	kcoleman@omm.com	303 Colorado Street, Suite 2750, Austin, Texas 78701	737-261-8600	
Michael A. McMillin	O'Melveny & Myers LLP	Texas Industrial Energy Consumers	mmcmillin@omm.com	303 Colorado Street, Suite 2750, Austin, Texas 78701	737-261-8600	
John Russ Hubbard	O'Melveny & Myers LLP	Texas Industrial Energy Consumers	jhubbard@omm.com	303 Colorado Street, Suite 2750, Austin, Texas 78701	737-261-8600	
_	O'Melveny & Myers LLP	Texas Industrial Energy Consumers	ommeservice@omm.com	303 Colorado Street, Suite 2750, Austin, Texas 78701	737-261-8600	
Alfred Herrera	Herrera Law & Associates, PLIC	Alliance for the Alliance of Texas-	aherrera@herreralawplic.com	816 Congress Avenue, Suite 950, Austin, Texas 78701	512-474-1492	512-474-2507
Brennan Foley	Herrera Law & Associates, PLLC	Alliance for the Alliance of Texas-	bfoley@herreralawpllc.com	816 Congress Avenue, Suite 950, Austin, Texas 78701	512-474-1492	512-474-2507
	Herrera Law & Associates, PLLC	Alliance for the Alliance of Texas-	service@herreralawpllc.com	816 Congress Avenue, Suite 950, Austin, Texas 78701	512-474-1492	512-474-2507
Rachelle Robles	PUC LEGAL	Public Utility Commission of Texas	rachelle.robles@puc.texas.gov	1701 N. Congress Avenue, Austin, Texas 78711-2397	512-936-7500	512-936-7525
Zachary S. Brady	Brady & Hamilton, LLP	Texas Cotton Ginners Association	zach@bhlawgroup.com	1602 13th St., Lubbock, Texas 79401	806-771-1850	806-771-3750
Laura Pratt	Brady & Hamilton, LLP	Texas Cotton Ginners Association	laura@bhlawgroup.com	1602 13th St., Lubbock, Texas 79401	806-771-1850	806-771-3750
Tony D. Williams	TCGA	Texas Cotton Ginners Association	tony@tcga.org	211 West Bagdad Avenue, Round Rock, Texas, 78664	512-615-1102	512-699-3355
J. Kelley green	TCGA	Texas Cotton Ginners Association	kelley@tcga.org	211 West Bagdad Avenue, Round Rock, Texas, 78664	512-615-1102	512-699-3355
Catherine J. Webking	Scott, Douglas & McConnico LLP	Texas Energy Association for	cwebking@scottdoug.com	303 Colorado Street, Suite 2400. Austin, Texas 78701	512-495-6337	512-495-6399

Docket No. 52689 Exhibit B

AGENT	COMPANY	PARTY	EMAIL	ADDRESS	PHONE	FAX
Stephanie Kover	Scott, Douglas & McConnico LLP	Texas Energy Association for	skover@scottdoug.com	303 Colorado Street, Suite 2400, Austin, Texas 78701	512-495-6337	512-495-6399
Carrie Collier- Brown	Locke Lord LLP	Texas Energy Association for	carrie.collierbrown@lockelord.com	600 Congress Avenue, Suite 2200, Austin, Texas 78701	512-305-4732	512-391-4883
Matthew A. Arth	Locke Lord LLP	Texas Energy Association for	matthew.arth@lockelord.com	600 Congress Avenue, Suite 2200, Austin, Texas 78701	512-305-4732	512-391-4883

Proposed Notice for Publication

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