



Filing Receipt

Received - 2022-04-06 12:07:52 PM
Control Number - 52931
ItemNumber - 16

SOAH DOCKET NO. 473-22-1662
PUC DOCKET NO. 52931

NOTICE OF VIOLATION BY TEXAS	§	BEFORE THE STATE OFFICE
BIG SPRING LP FOR VIOLATIONS OF	§	
16 TAC § 25.55 AND ERCOT NODAL	§	
PROTOCOLS § 3.21(3), CONCERNING	§	
FAILURE TO COMPLY WITH	§	OF
WINTER WEATHER EMERGENCY	§	
PREPAREDNESS REPORTING	§	
REQUIREMENTS	§	ADMINISTRATIVE HEARINGS

SOAH ORDER NO. 2
MEMORIALIZING PREHEARING CONFERENCE; ADOPTING PROCEDURAL
SCHEDULE; AND SETTING HEARING ON THE MERITS

I. MEMORIALIZING PREHEARING CONFERENCE

On March 30, 2022, a telephonic prehearing conference was convened in this matter. Representatives of Texas Big Spring LP and the Staff of the Public Utility Commission of Texas (Staff) appeared. The parties requested adoption of the agreed procedural schedule filed on March 29, 2022. Accordingly, the procedural schedule set out below is adopted.

II. PROCEDURAL SCHEDULE

The following procedural schedule shall govern this case:

Event	Date
Staff's Direct Testimony or Statement of Position	June 10, 2022
Texas Big Spring's Objections to Staff Direct Testimony	June 24, 2022
Staff's Response to Texas Big Spring's Objections to Staff's Direct Testimony	July 8, 2022
Deadline to Serve Discovery on Staff's Direct Testimony	July 15, 2022
Texas Big Spring's Direct Testimony	July 22, 2022
Objections to Texas Big Spring's Direct Testimony	August 19, 2022
Texas Big Spring's Response to Staff's Objections to Texas Big Spring's Direct Testimony	September 2, 2022

Event	Date
Deadline to Serve Discovery on Texas Big Spring's Direct Testimony	September 9, 2022
Staff's Rebuttal Testimony	September 16, 2022
Objections to Staff's Rebuttal Testimony	September 30, 2022
Staff's Response to Objections to Staff's Rebuttal Testimony	November 18, 2022
Deadline to Serve Discovery on Staff's Rebuttal Testimony	December 2, 2022
Deadline for Stipulation of Uncontested Matters	December 9, 2022
Prehearing Settlement Conference	December 16, 2022
Deadline to File Dispositive Motions and Other Pre-Hearing Motions	January 6, 2023
Deadline to Pre-File Hearing Exhibits	January 13, 2023
Objections to Pre-filed Exhibits	January 20, 2023
Hearing on the Merits	February 15-17, 2023
<i>Post-Hearing Briefing Schedule</i>	
Parties' Initial Briefs	30 Days from Receipt of Transcript of Hearing
Parties' Reply Briefs	Three Weeks After Initial Briefs are Filed.

In addition, pursuant to the parties' agreement:

1. Service by email will be permitted; and
2. Drafts of testimony will not be subject to discovery.

III. HEARING ON THE MERITS

The hearing on the merits is expected to last three days and will convene via the **Zoom videoconferencing platform** beginning on **February 15, 2023, at 9:00 a.m. Central Time**.¹ Prior to the hearing, the parties must provide to witnesses all documents necessary for their

¹ If the parties wish to have an in-person hearing, they should file an appropriate pleading in December 2022.

effective participation in the hearing. Parties should also speak to the witnesses they intend to call to testify and provide them the necessary videoconferencing information.

To access the hearing, go to <https://soah-texas.zoomgov.com/> or the Zoom application on your mobile device, selecting “Join a Meeting,” and entering the following information when prompted:

Meeting ID: 160 936 5174
Passcode: T7NN5r

If you do not have access to a device that would allow videoconferencing capabilities, you may join by telephone by calling either number below and entering the following Meeting ID and passcode. Note that the passcode to join by telephone is different than the passcode to join via a computer or smart device.

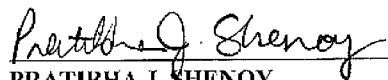
(669) 254-5252 or (646) 828-7666

Meeting ID: 160 936 5174
Passcode: 149440

IV. MEDIATION

The parties indicated that they are engaged in informal settlement discussions, but are open to a mediation process facilitated by the State Office of Administrative Hearings (SOAH). If the parties determine that formal mediation at SOAH is desired, they shall file an appropriate pleading.

SIGNED April 6, 2022.


PRATIBHA J. SHENOY
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS