



Filing Receipt

Received - 2022-12-28 08:00:39 AM
Control Number - 52931
ItemNumber - 27

BEFORE THE
STATE OFFICE OF ADMINISTRATIVE
HEARINGS

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

SOAH ORDER NO. 4
ADMITTING EVIDENCE; REMANDING CASE TO THE COMMISSION;
AND DISMISSING CASE FROM SOAH'S DOCKET

On December 16, 2022, the Staff of the Public Utility Commission of Texas (Commission) and Texas Big Spring, LLC¹ (TBS, and together, the Parties) filed a joint Motion to Admit Evidence and Remand Proceeding to the Commission (Motion). On the same date, the Parties filed a Notice of Settlement Agreement

¹ Formerly known as Texas Big Spring, LP.

(Agreement) that, if approved by the Commission, would resolve all issues in this proceeding.

The Motion requests that the following documents be admitted into evidence:

1. Staff's petition to determine violation and impose an administrative penalty (Interchange Item No. 3);
2. TBS's request for hearing (Interchange Item No. 4);
3. The Agreement and all attachments filed on December 16, 2022; and
4. The proposed order attached to the Motion as Attachment 1.²

The Motion also requests that this proceeding be remanded to the Commission to consider the Agreement and proposed order.

The Agreement demonstrates that there are no remaining contested issues and a hearing is not required in this proceeding. Although the parties did not submit a copy of the proposed order, the order is a matter for the Commission's consideration and may be provided directly to the Commission. The Parties are **ORDERED** to submit, as soon as practicable, a copy of the proposed order in Word format to the Commission at cadmorders@puc.texas.gov.

The Motion is **GRANTED**. The items listed above (specifically, Interchange Item Nos. 3 and 4, and the Agreement with all attachments as filed on December 16, 2022) are **ADMITTED**. This case is **REMANDED** to the

² Although the Motion made reference to an "Attachment 1," no attachment was included with the Motion.

Commission and **DISMISSED** from the docket of the State Office of Administrative Hearings.

Signed December 21, 2022.

ALJ Signature:

A handwritten signature in cursive script, appearing to read "Pratibha J. Shenoy", is written over a horizontal line.

Pratibha J. Shenoy,

Presiding Administrative Law Judge