



## **Filing Receipt**

**Filing Date - 2023-09-11 02:27:09 PM**

**Control Number - 53267**

**Item Number - 55**

**SOAH DOCKET NO. 473-22-09196  
PUC DOCKET NO. 53267**

<b>APPLICATION OF AEP TEXAS INC.</b>	<b>§</b>	<b>BEFORE THE STATE OFFICE</b>
<b>FOR APPROVAL OF A WHOLESALE</b>	<b>§</b>	
<b>DISTRIBUTION SERVICE</b>	<b>§</b>	<b>OF</b>
<b>DISTRIBUTED GENERATION</b>	<b>§</b>	
<b>ENERGY STORAGE TARIFF</b>	<b>§</b>	<b>ADMINISTRATIVE HEARINGS</b>

**JOINT RESPONSE TO AEP TEXAS INC.’S  
REVISED PROPOSED PROCEDURAL SCHEDULE**

Hunt Energy Network, L.L.C. (“HEN”), Broad Reach Power LLC (“Broad Reach”), and SMT McAllen LLC (“SMT”) (collectively, “Intervenors”) submit this joint response to the revised proposed procedural schedule filed by AEP Texas Inc. (“AEP Texas”), and respectfully show as follows.

On September 6, 2023, AEP Texas filed a revised proposed procedural schedule to replace the proposed procedural schedule attached to AEP Texas’s Motion to Lift Abatement, Schedule Prehearing Conference, and Reestablish a Procedural Schedule (“Motion”). For the reasons discussed by Intervenors in their responses to the Motion, the Motion should be denied and this case should remain abated until the Public Utility Commission of Texas (“Commission”) concludes its rulemaking process on energy storage resource distribution cost issues.<sup>1</sup>

While Intervenors maintain that this case should remain abated, if the administrative law judges (“ALJs”) are inclined to grant the Motion, the revised proposed procedural schedule should not be adopted. Although the revised schedule sets a deadline for intervenor direct testimony that is three weeks later than AEP Texas’s original schedule, it still does not provide intervenors sufficient time to hire experts, conduct multiple rounds of discovery, and develop direct testimony. AEP Texas’s revised schedule contemplates that all of these tasks could be accomplish in approximately a month and a half from the date of this filing. Intervenors respectfully disagree. Furthermore, scheduling conflicts may exist for expert witnesses that have not yet been hired, which could make the schedule unworkable.

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<sup>1</sup> Hunt Energy Network, L.L.C. and Broad Reach Power LLC’s Response in Opposition to AEP Texas’s Motion to Lift Abatement, Schedule a Prehearing Conference, and Reestablish a Procedural Schedule (Sep. 1, 2023); SMT McAllen LLC’s Response to AEP Texas Inc.’s Motion to Lift Abatement, Schedule a Prehearing Conference, and Reestablish a Procedural Schedule (Sep. 1, 2023).

Intervenors note that they were not consulted by AEP Texas prior to the filing of the revised schedule. If the ALJs are inclined to proceed with this case, AEP Texas should be required to work with all parties to reach an agreed schedule.

Respectfully Submitted,

/s/ Jeffrey B. Stuart  
Jeffrey B. Stuart  
State Bar No. 24066160  
Marty Hopkins  
State Bar No. 24059970  
Eversheds Sutherland (US) LLP  
98 San Jacinto Blvd., 16<sup>th</sup> Floor  
Austin, Texas 78701-4082  
(512) 721-2700 (Telephone)  
(512) 721-2656 (Facsimile)  
jeffreystuart@eversheds-sutherland.us  
martyhopkins@eversheds-sutherland.us

*Attorneys for Hunt Energy Network, L.L.C.*

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of this pleading has been forwarded to all parties of record via electronic mail on September 11, 2023, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Jeffrey B. Stuart  
Jeffrey B. Stuart