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### SOAH DOCKET NO. 473-22-2610 PUC DOCKET NO. 53551

| APPLICATION OF EL PASO        | § |                           |
|-------------------------------|---|---------------------------|
| ELECTRIC COMPANY TO REVISE    | § | PUBLIC UTILITY COMMISSION |
| ITS ENERGY EFFICIENCY COST    | § |                           |
| RECOVERY FACTOR AND           | § | OF TEXAS                  |
| ESTABLISH A REVISED COST CAPS | § |                           |

# EL PASO ELECTRIC COMPANY'S RESPONSE TO COMMISSION COUNSEL MEMORANDUM

**AND** 

## MOTION FOR ADMISSION OF ADDITIONAL EVIDENCE

El Paso Electric Company (EPE), files this response to Commission Counsel's memorandum of November 8, 2022.

#### I. Commission Counsel's Memorandum

In his memorandum of November 8, 2022, Commission Counsel requested that a native version of Exhibit A to the agreement be provided. Commission Counsel also requested that the parties identify the location in the record of the spreadsheet that calculates the revised cost caps that reflect the agreed reduction. With this filing, EPE is filing in native format the spreadsheet that supports Exhibit A to the agreement in this proceeding (identified with a file name beginning "Settlement Exhibit VHS-1"). This spreadsheet contains additional tabs beyond the one page that is presented in Exhibit A of the agreement, so those additional tabs are not in the record. A spreadsheet that shows the revised calculation of the cost caps is not in the record. However, a native version of that spreadsheet is being filed with this response (identified with a file name beginning "Settlement Exhibit VHS-04").

#### II. Motion for Admission of Additional Evidence

EPE moves for admission into the record of this proceeding the two spreadsheets Settlement Exhibit VHS-01 and Settlement Exhibit VHS-04, in their native format, in response to the requests by Commission Counsel. A PDF of the first page of those two exhibits are attached as Attachment A and B to this Motion. EPE has conferred with the parties to this proceeding, and no party objects to this Motion for Admission of Additional Evidence.

Respectfully submitted,

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Bret J. Sløgum

ATTORNEY FOR EL PASO ELECTRIC COMPANY

#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing document was served by email on all parties of record in this proceeding on November 14, 2022.

Bret J. Slocum

# Settlement Exhibit VHS-01 Page 1 of 18

#### EL PASO ELECTRIC COMPANY EPE's Rate Calculation for 2023 Energy Efficiency Cost Recovery Factor (EECRF) Applicable January through December 2023

| Line<br>No. | Rate  | Applicable<br>Rate | Rate Class                            | 2023 Projected<br>Metered kWh | 2023 Proposed<br>Program Budget | 2<br>2021 Energy<br>Efficiency Bonus | 2021 Total EECRF<br>Proceeding<br>Expenses | 2021 (Over)/Under<br>Recovery <sup>(c)</sup> | 2023 EM&V<br>Expenses | Settlement Reduction | Total Energy<br>Efficiency Costs to 2<br>be Recovered | 2023 Total Rate per<br>kWh |
|-------------|-------|--------------------|---------------------------------------|-------------------------------|---------------------------------|--------------------------------------|--|--|-----------------------|----------------------|---|----------------------------|
| 1           | 01    | 01                 | Residential Service                   | 2,516,954,884                 | \$ 2,871,801                    | \$ 1,272,735 \$                      | 41,468                                     | \$ 116,923 \$                                | 36,277                | \$ (97,056)          | \$ 4,242,147  | \$ 0.001685                |
| 2           | EVC   | EVC                | Electric Vehicle Charging (a)         | 51,482                        | -                               | =                                    | =  | =  | -                     | -                    | -   | -                          |
| 3           | 02    | 02                 | Small Commercial Service              | 313,872,394                   | 190,576                         | 70,649                               | 3,342                                      | (123,636)                                    | 2,408                 | (6,444)              | 136,895   | 0.000436                   |
| 4           | 07    | 07                 | Outdoor Recreational Lighting         | 4,764,835                     | 9,281                           | -                                    | -  | (1)  | -                     | (306)                | 8,974   | 0.001883                   |
| 5           | 80    | 80                 | Governmental Street Lighting Service  | 35,910,372                    | -                               | -                                    | -  | 85   | -                     | -                    | 85  | 0.000002                   |
| 6           | 09    | 09                 | Governmental Traffic Signal Service   | 2,703,300                     | -                               | -                                    | -  | 30   | -                     | -                    | 30  | 0.000011                   |
| 7           | 11    | 11-TOU             | Time-Of-Use Municipal Pumping Service | 184,473,109                   | -                               | -                                    | -  | (119)  | -                     | -                    | (119)   | (0.000001)                 |
| 8           | 15    |                    | Electrolytic Refining Service         | -                             | -                               | -                                    | -  | -  | -                     | -                    | -   | -                          |
| 9           | 21    | 21                 | Water Heating Service                 | 5,123,111                     | -                               | -                                    | -  | (103)  | -                     | -                    | (103)   | (0.000020)                 |
| 10          | 22    | 22                 | Irrigation Service                    | 5,179,843                     | -                               | 3,449                                | 163  | 9,463  | 117                   | -                    | 13,192  | 0.002547                   |
| 11          | 24    | 24                 | General Service                       | 1,523,082,970                 | 1,324,953                       | 500,608                              | 23,683                                     | 349,366                                      | 16,736                | (44,784)             | 2,170,563   | 0.001425                   |
| 12          | 25    | 25                 | Large Power Service - Sec. Pri.       | 582,181,233                   | 765,044                         | 285,723                              | 13,517                                     | 125,120                                      | 9,664                 | (25,866)             | 1,173,202   | 0.002015                   |
| 13          | 25T   |                    | Large Power Service- Trans.           | -                             | -                               | -                                    | -  | -  | -                     | -                    | -   | -                          |
| 14          | 26    |                    | Petroleum Refining Service            | -                             | -                               | -                                    | -  | -  | -                     | -                    | -   | -                          |
| 15          | 28    |                    | Private Area Lighting                 | -                             | -                               | -                                    | -  | -  | -                     | -                    | -   | -                          |
| 16          | 30    |                    | Electric Furnace Service              | -                             | -                               | -                                    | -  | -  | -                     | -                    | -   | -                          |
| 17          | 31    | 31                 | Military Reservation Service          | 299,005,308                   | -                               | -                                    | -  | =  | -                     | =                    | -   | -                          |
| 18          | 34    | 34                 | Cotton Gin Service                    | 1,495,935                     | -                               | -                                    | -  | 567  | -                     | -                    | 567   | 0.000379                   |
| 19          | 38    |                    | Interruptible Service                 | -                             | -                               | -                                    | -  | -  | -                     | -                    | -   | -                          |
| 20          | 41    | 41                 | City / County Service                 | 223,382,430                   | 163,897                         | 67,506                               | 3,194                                      | (187,049)                                    | 2,070                 | (5,544)              | 44,074  | 0.000197                   |
| 21          | 46/47 |                    | Cogeneration (b)                      | -                             | -                               | -                                    | =  | -  | _                     | -                    | -   |                            |
| 22          |       |                    | Texas Total                           | 5,698,181,207                 | \$ 5,325,552                    | \$ 2,200,669 \$                      | 85,367                                     | \$ 290,647 \$                                | 67,272                | \$ (180,000)         | \$ 7,789,507  | \$ 0.001367                |

 <sup>(</sup>a) EPE's Long Term Budget and Sales Forecast now includes the EVC rate class for Electric Vehicle Charging.
 (b) Rate combined with Rate 34 - Cotton Gin Service in accordance with 16 Tex. Admin. Code § 25.181(f)(2).
 (c) The (Over) / Under recovery includes interest per amendments to TAC § 25.182, Docket No. 48692.

Amounts may not add or tie to other exhibits and or workpapers due to rounding.

# ATTACHMENT B

#### EL PASO ELECTRIC COMPANY 2023 Regulatory Cap Calculation Applicable January through December 2023

|      |        |            |                                       |                |              |       |                 | 2021 Total<br>EECRF |    | 2021        |    |               |                  |             | Regulatory  |                |
|------|--------|------------|---------------------------------------|----------------|--------------|-------|-----------------|---------------------|----|-------------|----|---------------|------------------|-------------|-------------|----------------|
| Line |        | Applicable | )                                     | 2023 Projected | 2023 Propose | ed    | 2021 Energy     | Proceeding          | (  | Over)/Under | 5  | Settlement EE | Costs Subject EE | CRF Subject | Energy      |                |
| No.  | Rate   | Rate       | Rate Class                            | Metered kWh    | Program Budo |       | fficiency Bonus | Expenses            | ,  | Recovery    |    | Reduction     | to Cap           | to Cap      |             | Percent of Cap |
| 1    | 01     | 01         | Residential Service                   | 2,516,954,884  | \$ 2,871,8   | 01 \$ | 1,272,735       | \$<br>27,748        | \$ | 116,923     | \$ | (97,056) \$   | 4,192,151 \$     | 0.001666    | \$ 0.001433 | 116%           |
| 2    | EVC    | EVC        | Electric Vehicle Charging (a)         | 51,482         | \$ -         | \$    | -               | \$<br>-             | \$ | -           | \$ | - \$          | -                | -           | \$ 0.000896 | 0%             |
| 3    | 02     | 02         | Small Commercial Service              | 313,872,394    | \$ 190,5     | 76 \$ | 70,649          | \$<br>2,237         | \$ | (123,636)   | \$ | (6,444) \$    | 133,381          | 0.000425    | 0.000896    | 47%            |
| 4    | 07     | 07         | Outdoor Recreational Lighting         | 4,764,835      | \$ 9,2       | 31 \$ | -               | \$<br>-             | \$ | (1)         | \$ | (306) \$      | 8,974            | 0.001883    | 0.000896    | 210%           |
| 5    | 08     | 08         | Governmental Street Lighting Service  | 35,910,372     | \$ -         | \$    | -               | \$<br>-             | \$ | 85          | \$ | - \$          | 85               | 0.000002    | 0.000896    | 0%             |
| 6    | 09     | 09         | Governmental Traffic Signal Service   | 2,703,300      | \$ -         | \$    | -               | \$<br>-             | \$ | 30          | \$ | - \$          | 30               | 0.000011    | 0.000896    | 1%             |
| 7    | 11-TOD | 11-TOD     | Time-Of-Day Municipal Pumping Service | 184,473,109    | \$ -         | \$    | -               | \$<br>-             | \$ | (119)       | \$ | - \$          | (119)            | (0.000001)  | 0.000896    | 0%             |
| 8    | 15     |            | Electrolytic Refining Service         | -              | \$ -         | \$    | -               | \$<br>-             | \$ | -           | \$ | - \$          | -                | -           | 0.000896    | 0%             |
| 9    | 21     | 21         | Water Heating Service (b)             | 5,123,111      | \$ -         | \$    | -               | \$<br>-             | \$ | (103)       | \$ | - \$          | (103)            | (0.000020)  | 0.000896    | -2%            |
| 10   | 22     | 22         | Irrigation Service                    | 5,179,843      | \$ -         | \$    | 3,449           | \$<br>109           | \$ | 9,463       | \$ | - \$          | 13,021           | 0.002514    | 0.000896    | 281%           |
| 11   | 24     | 24         | General Service                       | 1,523,082,970  | \$ 1,324,9   | 53 \$ | 500,608         | \$<br>15,848        | \$ | 349,366     | \$ | (44,784) \$   | 2,145,991        | 0.001409    | 0.000896    | 157%           |
| 12   | 25     | 25         | Large Power Service - Sec. Pri.       | 582,181,233    | \$ 765,0     | 44 \$ | 285,723         | \$<br>9,045         | \$ | 125,120     | \$ | (25,866) \$   | 1,159,066        | 0.001991    | 0.000896    | 222%           |
| 13   | 25T    |            | Large Power Service- Trans.           | -              | \$ -         | \$    | -               | \$<br>-             | \$ | -           | \$ | - \$          | -                | -           | 0.000896    | 0%             |
| 14   | 26     |            | Petroleum Refining Service            | -              | \$ -         | \$    | -               | \$<br>-             | \$ | -           | \$ | - \$          | -                | -           | 0.000896    | 0%             |
| 15   | 28     |            | Private Area Lighting                 | -              | \$ -         | \$    | -               | \$<br>-             | \$ | -           | \$ | - \$          | -                | -           | 0.000896    | 0%             |
| 16   | 30     |            | Electric Furnace Service              | -              | \$ -         | \$    | -               | \$<br>-             | \$ | -           | \$ | - \$          | -                | -           | 0.000896    | 0%             |
| 17   | 31     | 31         | Military Reservation Service          | 299,005,308    | \$ -         | \$    | -               | \$<br>-             | \$ | -           | \$ | - \$          | -                | -           | 0.000896    | 0%             |
| 18   | 34     | 34         | Cotton Gin Service                    | 1,495,935      | \$ -         | \$    | -               | \$<br>-             | \$ | 567         | \$ | - \$          | 567              | 0.000379    | 0.000896    | 42%            |
| 19   | 38     |            | Interruptible Service                 | -              | \$ -         | \$    | -               | \$<br>-             | \$ | -           | \$ | - \$          | -                | -           | 0.000896    | 0%             |
| 20   | 41     | 41         | City / County Service                 | 223,382,430    | \$ 163,8     | 97 \$ | 67,506          | \$<br>2,137         | \$ | (187,049)   | \$ | (5,544) \$    | 40,947           | 0.000183    | 0.000896    | 20%            |
| 21   | 46/47  |            | Cogeneration (c)                      | -              | \$ -         | \$    | -               | \$<br>_             | \$ | - '         | \$ | - \$          | -                | -           | 0.000896    | 0%             |
| 22   |        |            | Texas Total                           | 5,698,181,207  | \$ 5,325,5   | 52 \$ | 2,200,669       | \$<br>57,124        | \$ | 290,647     | \$ | (180,000) \$  | 7,693,993 \$     | 0.001350    |             |                |

|    |                                       |                    |       |             |             |             | Tota        | al EE Costs to |                 | Regulatory  |               |
|----|---------------------------------------|--------------------|-------|-------------|-------------|-------------|-------------|----------------|-----------------|-------------|---------------|
|    |                                       | 2023 Projecte      | d     |             |             |             |             | be             | Recovered EE    | CRF Subject | Energy        |
|    | Group                                 | Metered kWh        | 1     |             |             |             |             | St             | ubject to Cap   | to Cap E    | fficiency Cap |
| 23 | Total Residential Energy              | 2,522,035,7        | 12    |             |             |             |             | \$             | 4,192,048.95 \$ | 0.001662 \$ | 0.001433      |
| 24 | Total Commercial Energy               | 3,176,145,4        | 195   |             |             |             |             | \$             | 3,501,943.59 \$ | 0.001103 \$ | 0.000896      |
| 25 | Total                                 | 5,698,181,2        | 207   |             |             |             |             | \$             | 7,693,992.54    |             |               |
| 26 | Residential Water Heating Energy      | 5,080,8            | 328   | 0.991746621 |             |             |             |                |                 |             |               |
| 27 | Commercial Water Heating Energy       | 42,2               | 83    | 0.008253379 |             |             |             |                |                 |             |               |
|    | Regulatory Energy Efficiency Cap      | 20                 | 15    | 2016*       | 2016**      | 2017        | 2018        | 2019           | 2020            | 2021        | 2022          |
| 28 | Residential                           | \$ 0.00126         | 36 \$ | 0.001266 \$ | 0.001263 \$ | 0.001277 \$ | 0.001303 \$ | 0.001332 \$    | 0.001351 \$     | 0.001364 \$ | 0.001433      |
| 29 | Commercial                            | \$ 0.00079         | 91 \$ | 0.000791 \$ | 0.000790 \$ | 0.000799 \$ | 0.000815 \$ | 0.000833 \$    | 0.000845 \$     | 0.000853 \$ | 0.000896      |
| 30 | CPI - South Urban Area                | 1.69               | 9%    | -0.18%      |             | 1.11%       | 2.05%       | 2.22%          | 1.45%           | 0.96%       | 5.08%         |
|    | * Per PUCT, 2016 Cost Caps will remai | n the same as 2015 | 5     |             |             |             |             |                |                 |             |               |

<sup>\*\*</sup>Per PUCT, future year Cost Caps based on actual calculation regardless of filed cost cap (i.e above notation)

<sup>(</sup>a) EPE's Long Term Budget and Sales Forecast now includes the EVC rate class for Electric Vehicle Charging.
(a) Water Heating Programs costs allocated to Residential and Commercial groups based on energy percentage to each group.

<sup>(</sup>b) Rate combined with Rate 34 - Cotton Gin Service in accordance with 16 of the Tex. Admin. Code § 25.181(f)(2).

The following files are not convertible:

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Settlement Exhibit_VHS-01_2022_EECRF_Calculation_w_Workpapers.xlsx
Settlement Exhibit_VHS-04_2022_Regulatory_Cap_Calculation_w_workpaper.xlsx
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Please see the ZIP file for this Filing on the PUC Interchange in order to access these files.

Contact centralrecords@puc.texas.gov if you have any questions.