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**SOAH DOCKET NO. 473-22-04394  
P.U.C. DOCKET NO. 53719**

**APPLICATION OF ENTERGY  
TEXAS, INC. FOR AUTHORITY  
TO CHANGE RATES**

**§  
§  
§**

**BEFORE THE STATE OFFICE  
OF  
ADMINISTRATIVE HEARING**

**CHARGEPOINT, INC'S PROPOSED FINDINGS OF FACT  
AND CONCLUSIONS OF LAW**

**JANUARY 31, 2023**

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<b>APPLICATION OF ENTERGY TEXAS, INC. FOR AUTHORITY TO CHANGE RATES</b>	§ § §	<b>BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARING</b>
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**CHARGEPOINT, INC'S PROPOSED FINDINGS OF FACT  
AND CONCLUSIONS OF LAW**

ChargePoint Inc. (ChargePoint) respectfully requests that the Public Utility Commission of Texas (Commission) accept the following Proposed Findings of Fact and Conclusions of Law in the above-referenced docket pursuant to State Office of Administrative Hearings (SOAH) Order No. 14.

**I. Findings of Fact**

**Preliminary Order Issue Nos. 68 and 69**

1. It is appropriate for utilities to own make-ready infrastructure to support EV chargers.
2. Limited utility ownership of EV chargers is appropriate provided that site hosts may choose their preferred EV charging equipment and network service provider.

**Transportation Electrification and Charging Infrastructure (TECI) Rider**

3. Rider TECI should include the explicit requirement that, consistent with ETI's intentions, ETI allow site hosts that participate in Rider TECI to choose their preferred charging equipment and network services provider.
4. It is important that ETI ensure that all marketing and educational materials for Rider TECI are vendor neutral.

**Transportation Electrification and Charging Demand Adjustment (TECDA) Rider**

5. Rider TECDA should be approved with the following modifications: (a) remove the five-year limitation on customer participation; (b) increase the proposed cap on participating EV charging load from 30,000 kW to 50,000 kW; (c) allow all separately metered charging sites that meet the load requirements to participate in Rider TECDA, regardless of when the charging site became operational.
6. ETI should propose a long-term EV charging rate that provides an alternative to traditional demand-based rates as a part of its next rate case.

**II. Conclusions of Law**

1. The Commission has jurisdiction and authority over this proceeding pursuant to Chapter 36 of the Public Utility Regulatory Act (PURA).<sup>1</sup>
2. SOAH has jurisdiction over matters related to the conduct of the hearing in this proceeding pursuant to Texas Government Code § 2003.049.
3. ETI is an electric utility under PURA § 31.002(6).
4. The Commission processed this docket in accordance with the requirements of PURA, the Administrative Procedure Act,<sup>2</sup> and Commission rules.

**III. Conclusion**

ChargePoint respectfully requests that the Commission accept the above noted Proposed Findings of Fact and Conclusions of Law.

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<sup>1</sup> Public Utility Regulatory Act, Tex. Util. Code Ann. §§ 11.001-66.016 (PURA).

<sup>2</sup> Tex. Gov't Code §§ 2001.001-2001.903.

Respectfully submitted on January 31, 2023,

/s/ Lucas A. Fykes

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**Certificate of Service**

I hereby certify that copies of the foregoing have been mailed, emailed or hand-delivered to all counsel of record on January 31, 2023:

/s/ Alicia Zaloga