



## Filing Receipt

**Received - 2023-03-03 08:01:13 AM**  
**Control Number - 54614**  
**ItemNumber - 4**

**DOCKET NO. 54614**

<b>STATEMENT OF INTENT AND</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>APPLICATION OF EL PASO</b>	<b>§</b>	
<b>ELECTRIC COMPANY FOR</b>	<b>§</b>	<b>OF TEXAS</b>
<b>APPROVAL OF TEXAS ELECTRIC</b>	<b>§</b>	
<b>VEHICLE-READY PILOT</b>	<b>§</b>	
<b>PROGRAMS AND TARIFFS</b>	<b>§</b>	

**ORDER NO. 2**  
**FINDING APPLICATION ADMINISTRATIVELY COMPLETE,**  
**FINDING PROPOSED NOTICE SUFFICIENT,**  
**ESTABLISHING PROCEDURAL SCHEDULE, AND**  
**SUSPENDING THE OPERATION OF THE TARIFF**

This Order addresses Commission Staff's March 2, 2023 recommendations regarding El Paso Electric Company's January 31, 2023 statement of intent and application for approval of its proposed Texas electric vehicle-ready pilot programs and tariffs.

On March 2, 2023, Commission Staff recommended that the application be found administratively complete and sufficient for further processing and further recommended that the operation of the tariff be suspended under 16 Texas Administrative Code (TAC) § 22.33(c) beyond the effective date of March 7, 2023, at least until it is determined this proceeding is qualified for informal disposition. Commission Staff also recommended additional notice than proposed by El Paso Electric. Commission Staff recommended that El Paso Electric provide notice by one-time publication and provide notice to the parties to Docket No. 52195 and the parties that participated on the EV-related issues in Docket No. 53719. With these modifications, Commission Staff recommends that El Paso Electric's proposed notice be found sufficient.

The administrative law judge (ALJ) finds El Paso Electric's application administratively complete and proposed notice sufficient. Further, under 16 TAC § 22.33(c), the ALJ suspends the operation of the tariff beyond the effective date of March 7, 2022, for no more than another 150 days, to August 4, 2023.

The ALJ establishes the following procedural schedule:

<b>Event</b>	<b>Date</b>
Deadline for El Paso Electric to file an affidavit attesting to the provision of notice, including notice that was provided to municipalities	March 17, 2023

Deadline to intervene and file comments or request a hearing	March 17, 2023 <sup>1</sup>
Deadline for Commission Staff to file a final recommendation or request a hearing	April 3, 2023
Deadline for El Paso Electric to request a hearing or respond to intervenor comments and Commission Staff's final recommendation; or if no hearing is requested, deadline for parties to file an agreed proposed order, including proposed findings of fact, conclusions of law, and ordering paragraphs	April 17, 2023

**Signed at Austin, Texas the 3rd day of March 2023.**

**PUBLIC UTILITY COMMISSION OF TEXAS**



---

**SUSAN E. GOODSON**  
**ADMINISTRATIVE LAW JUDGE**

Q:\CADM\Docket Management\Electric\TARIFFS\54xxx\54614-2 complete\_notice suff\_sched\_susp.docx

---

<sup>1</sup> Under 16 TAC § 22.104(b), the deadline to file a motion to intervene is forty-five days from the date the application is filed with the Commission, unless otherwise provided by statute, Commission rule, or order of the presiding officer. Forty-five days from the application filing date (January 31, 2023) is March 17, 2023.