



## **Filing Receipt**

**Filing Date - 2024-09-09 10:49:47 AM**

**Control Number - 56921**

**Item Number - 4**

**TARIFF CONTROL NO. 56921**

<b>APPLICATION OF SOUTHWESTERN</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>PUBLIC SERVICE COMPANY TO</b>	<b>§</b>	
<b>AMEND ITS INTERRUPTIBLE</b>	<b>§</b>	<b>OF TEXAS</b>
<b>CREDIT OPTION TARIFF, AND FOR</b>	<b>§</b>	
<b>APPROVAL OF A SOUTHWEST</b>	<b>§</b>	
<b>POWER POOL INTEGRATED</b>	<b>§</b>	
<b>MARKETPLACE DEMAND</b>	<b>§</b>	
<b>RESPONSE OPTION TARIFF AND</b>	<b>§</b>	
<b>AN OFF-PEAK ALTERNATE RIDER</b>	<b>§</b>	

**COMMISSION STAFF’S RECOMMENDATION ON THE APPLICATION AND  
NOTICE AND PROPOSED PROCEDURAL SCHEDULE**

On August 23, 2024, Southwestern Public Service Company (SPS) filed an application to amend its interruptible credit option tariff, approval of a Southwest Power Pool integrated marketplace demand response option tariff, and approval of an off-peak alternate rider. SPS proposed an effective date of October 18, 2024.

On August 26, 2024, the administrative law judge (ALJ) filed Order No. 1, directing the Staff (Staff) of the Public Utility Commission of Texas (Commission) to comments and recommendations on the application, the sufficiency of the proposed notice, and propose a procedural schedule for processing by September 9, 2024. Therefore, this pleading is timely filed.

**I. RECOMMENDATION ON APPLICATION**

Staff has reviewed the application and recommends that it be deemed sufficient. This recommendation does not address the merits of the application.

**II. RECOMMENDATION ON SUFFICIENCY OF PROPOSED NOTICE**

Staff has reviewed SPS’s proposed method of notice and recommends that the notice proposed by SPS be deemed sufficient. Under 16 Texas Administrative Code (TAC) § 22.55, the presiding officer may require reasonable notice to affected persons. In its application, SPS proposes to provide notice of the application to its customers taking service under the ICO Tariff, by a one-time publication in newspapers of general circulation in SPS’s service area, and by filing applications with the municipalities retaining original jurisdiction over SPS’s rates.

Staff recommends that the proposed notice be deemed sufficient and that SPS file proof of notice in accordance with the proposed procedural schedule below.

### III. PROPOSED PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule:

<b>Event</b>	<b>Date</b>
SPS files proof of notice	October 7, 2024
Deadline to intervene; deadline for intervenor comment or request for hearing	October 7, 2024
Deadline for Staff to request a hearing or file a recommendation on sufficiency of notice and final disposition	October 14, 2024
Deadline for SPS to respond to Staff's final recommendation or request for hearing	October 21, 2024

### IV. CONCLUSION

For the reasons discussed above, Staff respectfully requests the entry of an order consistent with the above recommendation.

Dated: September 9, 2024

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Marisa Lopez Wagley  
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*/s/ David Berlin* \_\_\_\_\_

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**TARIFF CONTROL NO. 56921**

**CERTIFICATE OF SERVICE**

I certify that unless otherwise ordered by the presiding officer, notice of the filing of this document will be provided to all parties of record via electronic mail on September 9, 2024, in accordance with the Second Order Suspending Rules, filed in Project No. 50664.

*/s/ David Berlin*

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David Berlin