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DOCKET NO. 57033

**APPLICATION OF THE CITY OF
LUBBOCK, ACTING BY AND
THROUGH LUBBOCK POWER &
LIGHT FOR A WHOLESALE
TRANSMISSION SERVICE CREDIT
RIDER**

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**PUBLIC UTILITY COMMISSION

OF TEXAS**

**ORDER NO. 5
REQUIRING CLARIFICATION AND ESTABLISHING A DEADLINE**

This Order requires the City of Lubbock, acting by and through Lubbock Power & Light (LP&L) and Commission Staff to provide certain clarifications. The administrative law judge (ALJ) has several questions.

First, the parties must confirm that this application is intended to update LP&L's wholesale transmission service credit rider established in ordering paragraph number 6 of the Commission's Order in Docket No. 47576¹ using the 2024 Electric Reliability Council of Texas (ERCOT) 4CP established in Docket No. 56050.² The filings in this docket are not consistent in references the 2024 ERCOT 4CP. For example, the cover letter references Docket No. 56050, but then references the 2023 ERCOT 4CP, which was approved in Docket No. 54507.³ However, the requested wholesale transmission service credit rider rate was calculated using the 2024 ERCOT 4CP. The parties must confirm that a credit rider update using the 2024 ERCOT 4CP is sought in this application.

Second, the wholesale transmission service credit rider that LP&L seeks to update in this application was first approved in Docket No. 47576, and the first credit rider rate was approved in Docket No. 52011.⁴ The tariff sheet that was provided in this application references Docket No.

¹ *Application of the City of Lubbock through Lubbock Power and Light for Authority to Connect a Portion of its System with the Electric Reliability Council of Texas*, Docket No. 47576, Order (Mar. 15, 2018).

² *Commission Staff's Petition to set 2024 Wholesale Transmission Service Charges for the Electric Reliability Council of Texas, Inc.*, Docket No. 56050, Order (May 16, 2024).

³ *Commission Staff's Petition to set 2023 Wholesale Transmission Service Charges for the Electric Reliability Council of Texas, Inc.*, Docket No. 54507, Order (May 11, 2023).

⁴ *Application of the City of Lubbock, acting by and through Lubbock Power & Light, for a Wholesale Transmission Service- Credit Rider*, Docket No. 52011, Notice of Approval (Aug. 31, 2021).

52390,⁵ which was an interim update to LP&L's wholesale transmission rates. The affected tariff pages in Docket No. 52390 were approved on January 31, 2022, and the initial rate for the credit rider was approved on August 31, 2021, but effective January 31, 2022, coincident with the wholesale transmission rates approved in Docket No. 52390. However, the approved tariff pages in Docket No. 52390 do not include or reference the tariff page for the credit rider. Therefore, the ALJ asks whether the correct reference on the credit rider tariff page is to Docket No. 52390, or if it should be to the last prior update of the credit rider?

Third, all prior iterations of the wholesale tariff rate credit rider state that the credit rider effectuates the requirement of ordering paragraph number 6 in the Commission's Order in Docket No. 47576. However, in this application, the tariff page for the credit rider references ordering paragraph 3 of the Notice of Approval in Docket No. 55439, the most recent 4CP update to the credit rider. Ordering paragraph 3 of the Notice of Approval in Docket No. 55439 mirrors a portion of ordering paragraph 6 in the Commission Order in Docket No. 47576. But the credit rider and its annual updates were ordered in Docket no. 47576, not Docket No. 55439. Therefore, why was this change to the tariff page made? Is it correct?

Finally, the parties must confirm that the November 1, 2024 effective date shown on the tariff page with the application remains correct.

By November 26, 2024, the parties must provide the required clarifications. If the clarifications result in changes to the tariff sheet, an updated tariff sheet and recommendation should be provided and admission as evidence should be requested.

Signed at Austin, Texas the 20th day of November 2024.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE

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⁵ *Application of City of Lubbock, acting by and through Lubbock Power & Light, for Interim Update of Wholesale Transmission Rates*, Docket No. 52390, Order (Jan. 31, 2022).