

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

IN THE MATTER OF THE APPLICATION)	
OF PUBLIC SERVICE COMPANY OF NEW)	
MEXICO FOR REVISION OF ITS RETAIL)	
ELECTRIC RATES PURSUANT TO ADVICE)	Case No. 16-00276-UT
NOTICE NO. 533)	
)	
PUBLIC SERVICE COMPANY OF NEW)	
MEXICO,)	
)	
Applicant.)	
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ORDER GRANTING MOTIONS FOR REHEARING

THIS MATTER comes before the New Mexico Public Regulation Commission (“Commission”) on the December 28, 2018 Motion for Rehearing filed by Public Service Company of New Mexico (“PNM”) and the Joint Motion for Partial Rehearing filed by NMIEC, ABCWUA, the AG, the City of Albuquerque and County of Bernalillo (City/County) with regard to the Commission’s December 20 Order Partially Adopting Certification of Stipulation concerning the December 6, 2016 application of Public Service Company of New Mexico (“PNM”) for a rate increase pursuant to Advice Notice 533 (“Application”). Being duly informed,

THE COMMISSION FINDS AND CONCLUDES:

1. The Commission’s December 20, 2017 Order Partially Adopting Certification of Stipulation modified the provisions of the Certification of Stipulation by, inter alia, finding that the Certification’s limited remedy of disallowing the return on PNM’s SCR and other FCPP capital expenditures was an appropriate remedy within the limited context and scope of the

Revised Stipulation as modified only, but due to the limited record on possible remedies and the restricted time to conduct further proceedings, the Certification's disallowances would suffice to protect ratepayers for the limited time that the Revised Stipulation would remain in effect before the need for any additional disallowances can be addressed. The Commission found that the ratemaking treatment of the costs of FCPP not addressed in this proceeding would be determined, either together with the remaining issues of PNM's application in a continuation of the current proceeding if the Signatories did not accept the modifications approved by the Commission's Order, or in PNM's next filed rate proceeding. The Order required the Signatories to file responses to the Commission's Order in the form required by the Stipulation within five business days.

2. In response to the Order Partially Adopting Certification of Stipulation, the Signatories instead filed two separate Motions for Rehearing. PNM filed a motion supported by Bernalillo County (the County), Renewable Energy Industries Association (REIA), Wal-Mart Stores East, LP and Sam's East, Inc. (Wal-Mart), CCAE, WRA, NMIEC, ABCWUA, the AG, the City of Albuquerque and County of Bernalillo (City/County) filed a separate motion. The PRC Staff and Sierra Club did not join either motion but indicated their continued support for adoption of the Revised Stipulation without modification. Kroger did not take a position. NEE filed a response in opposition to PNM's Motion for Rehearing on January 2, 2017.

3. Upon due consideration, the Commission finds that the Motions for Rehearing should be granted and oral argument scheduled before the Commission at its next regularly scheduled meeting to commence at 9:30 a.m. on January 10, 2017.

4. The Commission further finds that the statutory suspension period applicable to PNM's proposed rate increase in this matter should be extended to March 6, 2017.

IT IS THEREFORE ORDERED:

A. The Motions for Rehearing are granted.

B. Oral argument is scheduled to be held before the Commission on at its regularly scheduled open meeting on January 10, 2017 commencing at 9:30 a.m.

C. The proponents of the Revised Stipulation shall be allotted 20 minutes collectively for oral argument, including time for rebuttal. The opponents of the Revised Stipulation shall also be allotted 20 minutes for oral argument. Multiple parties on each side shall determine the allocation of such time by mutual agreement between themselves.

D. The suspension period in this matter is hereby extended to March 6, 2017.

E. This Order is effectively immediately.

F. Copies of this Order shall be mailed to all persons listed on the attached Certificate of Service via email if their email addresses are know, and if not know, via regular mail.

ISSUED under the Seal of the Commission at Santa Fe, New Mexico, this 3rd day of
January, 2018.

NEW MEXICO PUBLIC REGULATION COMMISSION



CYNTHIA HALL, COMMISSIONER, DISTRICT 1



PATRICK H. LYONS, COMMISSIONER, DISTRICT 2



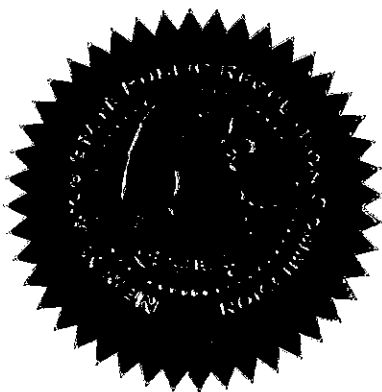
VALERIE ESPINOZA, COMMISSIONER, DISTRICT 3



LYNDA LOVEJOY, COMMISSIONER, DISTRICT 4



SANDY JONES, COMMISSIONER, DISTRICT 5



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)
PUBLIC SERVICE COMPANY OF NEW)
MEXICO, APPLICANT)**

Case No. 16-00276-UT


CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing **Order Granting Motions for Rehearing** issued by the New Mexico Public Regulation Commission on January 3, 2018, was sent via email on January 3, 2018, to the parties listed below:

Stacey Goodwin	Stacey.goodwin@pnmresources.com ;	Charles F. Noble	Noble.ccae@gmail.com ;
Mark Fenton	Mark.Fenton@pnm.com ;	Ramona Blaber	Ramona.blaber@sierraclub.org ;
Carey Salaz	Carey.Salaz@pnm.com ;	Megan A. O'Reilly	areresearchandanalysis@gmail.com ;
Ryan Jerman	Ryan.Jerman@pnmresources.com ;	Adam Bickford	abickford@swenergy.org ;
Richard Alvidrez	ralvidrez@mstlaw.com ;	Don Hancock	sricdon@earthlink.net ;
Robert Clark	rclark@mstlaw.com ;	Noah Long	nlong@nrdc.org ;
Jennifer Hall	jhall@nstlaw.com ;	Ralph Cavanagh	rcavanah@nrdc.org ;
Raymond L. Gifford	rgifford@wbklaw.com ;	Jason Marks	lawoffice@jasonmarks.com ;
Joseph Yar	Jyar@nmag.gov ;	Travis Ritchie	travis.ritchie@sierraclub.org ;
Alicia Armijo	Aarmijo@nmag.gov ;	Jane Yee	Jyee@cabq.gov ;
Andrea Crane	Ctcolumbia@aol.com ;	Tony A. Gurule	TGurule@cabq.gov ;
Peter J. Gould	Pgouldlaw@gmail.com ;	Nikki Joseph	Njoseph@cabq.gov ;
Jeffrey H. Albright	JAlbright@lrcc.com ;	Justin Lesky	jlesky@leskylawoffice.com ;
Bobbie J. Collins	BCollins@lrcc.com ;	Mariel Nanasi	Mariel@seedsbeneaththesnow.com ;
Michael I. Garcia	MikGarcia@bernco.gov ;	David Van Winkle	david@vw77.com ;
Amanda Edwards	AEdwards@lrcc.com ;	Bruce Throne	bthroneatty@newmexico.com ;
Nann M. Winter	nwinter@stelznerlaw.com ;	Richard C. Mertz	Rcmertz7@outlook.com ;
Peter Auh	Pauh@abcwua.org ;	James Dauphinais	jdauphinais@consultbai.com ;
Dahl Harris	Dahlharris@hotmail.com ;	Thomas Domme	tdomme@tecoenergy.com ;
Jim Dittmer	Jdittmer@utilitech.net ;	Rebecca Carter	racarter@tecoenergy.com ;
Joe Herz	Jahertz@sawvel.com ;	Clyde F. Worthen	cfw@keleher-law.com ;
Steven S. Michel	Smichel@westernresources.org ;	Jack Sidler	Jack.Sidler@state.nm.us ;
Glenda Murphy	Gmurphy@westernresources.org ;	Travis Blecha	Travis.Blecha@state.nm.us ;
Dave Effross	Dave.Effross@westernresources.org ;	Charles Gunter	Charles.Gunter@state.nm.us ;
Kurt Boehm	Kboehm@BKLawfirm.com ;	Cydney Beadles	Cydney.Beadles@state.nm.us ;
Jody Kyler Cohn	Jkylercohn@BKLawfirm.com ;	Sarah Becker	Sarah.Becker@state.nm.us ;
Bill Templeman	wtempleman@cmtisantafe.com ;	Milo Chavez	Milo.Chavez@state.nm.us ;
Kevin Higgins	Khiggins@energystrat.com ;	John Reynolds	John.Reynolds@state.nm.us ;
Steve W. Chriss	Stephen.Chriss@Wal-Mart.com ;	Vincent De Cesare	Vincent.decesare@state.nm.us ;
Lisa V. Perry	LPerry@rqn.com ;	Heidi Pitts	Heidi.pitts@state.nm.us ;
Shannon A. Parden	Sparden@rmjfirm.com ;	Elisha.leyba-Tercero	Elisha.leyba-Tercero@state.nm.us ;
Nancy Long	email@longkomer.com ;	Anthony Sisneros	Anthony.Sisneros@state.nm.us ;
		Michael C. Smith	Michaelc.smith@state.nm.us ;

DATED this 3rd day of January, 2018.

NEW MEXICO PUBLIC REGULATION COMMISSION



Kathleen M. Segura, Law Clerk