

**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 )  
NOTICE NO. 625 )**

**Case No. 24-00089-UT**

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

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**NOTICE OF SETTLEMENT IN PRINCIPLE AND  
UNOPPOSED JOINT MOTION TO VACATE TESTIMONY DEADLINE  
AND FOR SCHEDULING CONFERENCE TO ESTABLISH NEW  
DEADLINES FOR STIPULATION TESTIMONY**

Public Service Company of New Mexico (“PNM”), New Mexico Department of Justice, Albuquerque Bernalillo Water Utility Authority, Utility Division Staff, Bernalillo County, NM AREA, and Walmart (collectively, the “Joint Movants”) hereby provide notice to the New Mexico Public Regulation Commission (“NMPRC” or “Commission”) that a Settlement in Principle has been reached in this case among several parties and PNM, although the signatories thereto have not been fully determined. The Settlement in Principle is subject to client formal review and approval processes and the comprehensive stipulation that parties intend to file by November 26, 2024 ultimately may or may not be unopposed.

In order to facilitate the completion of a comprehensive stipulation and formalization of parties’ positions thereto, the Joint Movants request that the Hearing Examiners (1) vacate the November 26, 2024 date for intervenors and Staff to file Direct Testimony and (2) set a date for a scheduling conference during the week of December 2, 2024 so that a modified procedural schedule may be established. The Joint Movants request that at this scheduling conference the Hearing Examiners set dates for Testimony in Support of the Stipulation, Testimony in Opposition

to the Stipulation, and any other appropriate modifications to the current procedural schedule. The Joint Movants request that the start date for the Evidentiary Hearing stay as scheduled.

This Motion has been circulated among the parties and it is unopposed. Onward Energy, WRA, CCAE, Kroger, City of Albuquerque and CCSA support this Motion. REI-NM does not oppose. New Energy Economy and EcoMaxSolar, LLC take no position. Walmart authorizes PNM to file this Motion on Walmart's behalf as a joint movant.

Pursuant to the Hearing Examiners' Procedural Order issued July 11, 2024 ("Order"), parties were directed to participate in a settlement conference on or before November 1, 2024, and any stipulation and supporting testimonies are required to be filed by November 26, 2024. The Order further provides that if a stipulation is filed by that date, an alternative procedural schedule for hearing on a stipulation will be set.

PNM and the parties collectively met and conferred on potential settlement on October 30 and November 1, 2024, and additional meetings were also held among the parties. PNM and the parties are continuing to meet and engage in good-faith negotiations in order to formalize and file a comprehensive stipulation on or before November 26, 2024. Certain parties must also obtain necessary approvals to become a signatory to the stipulation or otherwise take a position, and draft testimony that substantively addresses the terms of settlement. As a result, additional time for the drafting and filing of testimonies in support of stipulation is warranted.

Wherefore, the Joint Movants respectfully move for the Hearing Examiners to vacate the November 26, 2024 date for intervenors and Staff to file Direct Testimony. The Joint Movants further request that a scheduling conference be set by the Hearing Examiners during the week of December 2 so that a modified procedural schedule may be established.

Respectfully submitted this 15<sup>TH</sup> day of November 2024

**ABCWUA**

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PUBLIC SERVICE COMPANY OF NEW )  
MEXICO, )  
)  
Applicant )  
)  
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**Case No. 24-00089-UT**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the **Notice of Settlement in Principle and Unopposed Joint Motion to Vacate Testimony Deadline and For Scheduling Conference to Establish New Deadline for Stipulation Testimony** was emailed to parties listed below on November 15, 2024:

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Dated this 15<sup>th</sup> day of November, 2024.

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Justin Rivord, Project Manager

PNM Regulatory Policy & Case Management

Public Service Company of New Mexico

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