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BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

IN THE MATTER OF THE APPLICATION OF PUBLIC SERVICE COMPANY OF NEW MEXICO FOR APPROVAL OF ITS 2027 ELECTRIC ENERGY EFFICIENCY PROGRAM PLAN, PROFIT INCENTIVE AND REVISED RIDER NO. 16 PURSUANT TO THE NEW MEXICO PUBLIC UTILITY ACT, EFFICIENT USE OF ENERGY ACT AND ENERGY EFFICIENCY RULE	)))))))))	**Docket No. 26-0000114**

ORDER VACATING PHASE II HEARING AND REVISING SUPPLEMENTAL PROCEDURAL SCHEDULE

THIS MATTER comes before the Hearing Examiners upon the Order Appointing Hearing Examiner, the June 24, 2026 Procedural Order ("Procedural Order"), the August 19, 2026 Order Partially Granting Joint Motion to Amend Procedural Schedule and Bifurcate Proceeding ("Bifurcation Order"), the September 14, 2026 Phase II Supplemental Procedural Order ("Phase II Supplemental Procedural Order"), and Rules 1.2.2.24 and 1.2.2.29 NMAC.

Being duly informed, the Hearing Examiners **FIND** and **CONCLUDE:**

1. On June 24, 2026, the Hearing Examiners issued the Procedural Order establishing the procedural requirements and schedule for this proceeding. The Procedural Order provides that the procedural dates and requirements established therein are subject to further order of the Hearing Examiners or the Commission.[1]

2. On August 19, 2026, the Hearing Examiners issued the Bifurcation Order, dividing this proceeding into two procedural phases. Phase II encompasses the matters presented by PNM's Application that were not expressly included in Phase I, including PNM's request for a certificate of public convenience and necessity for the La Luz II Project; issues concerning the continued

[1] Procedural Order (June 24, 2026).

operation or proposed life extension of Reeves Generating Station through 2044; PNM's request for approval of abandonment of its generation interest in the Four Corners Power Plant and related relief; accounting-order relief not associated with a PPA or ESA included in Phase I; and other approval, authorization, issue, or requested relief contained in the Application that was not expressly included in Phase I.[2]

3. On September 14, 2026, following a status conference addressing Phase II procedural matters, the Hearing Examiners issued the Phase II Supplemental Procedural Order. Among other deadlines, that Order established December 7, 2026, as the deadline for Staff and intervenor direct testimony; December 28, 2026, as the deadline for rebuttal testimony; and January 19 through January 25, 2027, as the dates for the Phase II public evidentiary hearing.[3]

4. The Phase II Supplemental Procedural Order expressly provides that the procedural dates established therein are subject to further order of the Hearing Examiners or the Commission and that, except as expressly modified or supplemented, the applicable provisions and requirements of the Procedural Order remain in effect for Phase II.[4]

5. The Hearing Examiners find that the existing Phase II hearing dates and associated procedural deadlines should be vacated and that a revised schedule should be established to provide sufficient time for the development of the Phase II evidentiary record and the orderly and efficient adjudication of the matters reserved for Phase II.

6. Accordingly, the Phase II public evidentiary hearing presently scheduled to commence on January 19, 2027, and continue as needed through January 25, 2027, shall be vacated. The Phase

[2] Order Partially Granting Joint Motion to Amend Procedural Schedule and Bifurcate Proceeding (Aug. 19, 2026).
[3] Phase II Supplemental Procedural Order (Sept. 14, 2026).
[4] *Id.* at 3.

II testimony deadlines established by the September 14, 2026 Phase II Supplemental Procedural Order are likewise superseded to the extent inconsistent with the revised schedule established below.

7. At this time, the Hearing Examiners find it appropriate to establish revised deadlines for direct testimony, rebuttal testimony, and the Phase II public evidentiary hearing. Additional procedural deadlines may be established by further order of the Hearing Examiners if deemed necessary for the orderly administration of this proceeding.

IT IS THEREFORE ORDERED:

A. The Phase II public evidentiary hearing currently scheduled for January 19 through January 25, 2027, and associated procedural deadlines, are **VACATED**.

B. The following revised procedural schedule is established for Phase II of this proceeding:

1) Staff shall, and intervenors may, file direct testimony concerning the matters included in Phase II on or before February 24, 2027.

2) Any party, including Staff, may file rebuttal testimony on or before March 17, 2027.

3) The Parties shall file a Joint Statement of Uncontested Phase II Issues on or before March 22, 2027.

4) Motions in limine, motions to strike, and other prehearing motions shall be filed on or before March 23, 2027. Responses to such motions shall be filed on or before March 30, 2027.

5) The parties shall file any stipulation or settlement resolving or narrowing the matters to be adjudicated in Phase II on or before March 25, 2027.

6) A public evidentiary hearing on Phase II issues will be held beginning on April 5, 2027, and will continue as needed through April 9, 2027. Each hearing session shall commence at 9:00 a.m. Mountain Time ("MT") unless otherwise ordered.

C. The Phase II evidentiary hearing shall be conducted via the Zoom videoconference platform unless otherwise ordered. The provisions of the June 24, 2026 Procedural Order governing attendance and participation at the evidentiary hearing, pre-filed testimony, examination of witnesses, exhibits, and other hearing procedures shall apply to the Phase II hearing.

D. The Hearing Examiners may establish additional procedural deadlines by further order if deemed necessary for the orderly and efficient adjudication of Phase II.

E. The procedural dates and requirements established by this Order are subject to further order of the Hearing Examiners or the Commission.

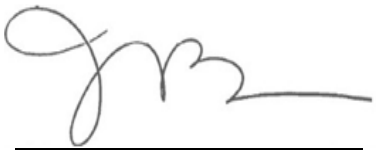
F. To the extent that any procedural deadline established by the September 14, 2026 Phase II Supplemental Procedural Order is inconsistent with this Order, that deadline is vacated and superseded. Except as expressly modified or supplemented by this Order or another Order issued in this Docket, all other applicable provisions and requirements of the June 24, 2026 Procedural Order and September 14, 2026 Phase II Supplemental Procedural Order remain in effect for Phase II.

G. Except as expressly provided herein, all findings, conclusions, and decretal clauses contained in prior orders of the Hearing Examiner and Commission that have not been amended or otherwise superseded remain in full force and effect.

ISSUED under the Seal of the Commission at Santa Fe, New Mexico on October 27, 2026.

NEW MEXICO PUBLIC REGULATION COMMISSION





Jocelyn Barrett
Chief Hearing Examiner
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BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

IN THE MATTER OF PUBLIC SERVICE COMPANY OF NEW MEXICO'S APPLICATION FOR APPROVAL OF PURCHASED POWER AGREEMENTS, ENERGY STORAGE AGREEMENTS, AND CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR 2029-2032 SYSTEM RESOURCES AND THE ABANDONMENT OF THE FOUR CORNERS POWER PLANT	)	**Docket 26-0000114**

CERTIFICATE OF SERVICE FOR PHASE II

I CERTIFY that on this date I caused the service of the Order Vacating Phase II Hearing and Revising Supplemental Procedural Schedule through the PRCe360 file and service system upon the list of registered parties therein, and a courtesy copy sent separately via email to this Phase II official service list.

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DATED October 27, 2026

NEW MEXICO PUBLIC REGULATION COMMISSION

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