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IN THE SUPREME COURT OF THE STATE OF NEW MEXICO

May 15, 2023

NO. S-1-SC-39152

**AVANGRID, INC., AVANGRID NETWORK, INC.,
NM GREEN HOLDINGS, INC., IBERDROLA, S.A.,
PUBLIC SERVICE COMPANY OF NEW MEXICO,
and PNM RESOURCES, INC.,**

Appellants,

v.

**NEW MEXICO PUBLIC REGULATION
COMMISSION,**

Appellee,

and

**NEW ENERGY ECONOMY,
WESTERN RESOURCE ADVOCATES,
INTERNATIONAL BROTHERHOOD
OF ELECTRICAL WORKERS LOCAL 611,
and THE OFFICE OF THE NEW MEXICO
ATTORNEY GENERAL, COALITION FOR
CLEAN AFFORDABLE ENERGY, DINE CITIZENS
AGAINST RUINING THE ENVIRONMENT, SAN
JUAN CITIZENS ALLIANCE, TO NIZHONI ANI,
NAVA EDUCATION PROJECT, BERNALILLO COUNTY,
ALBUQUERQUE BERNALILLO COUNTY WATER
UTILITY AUTHORITY and NEW MEXICO
AFFORDABLE RELIANCE ENERGY ALLIANCE,**

Intervenors-Appellees.

1 **In the Matter of The Joint Application of Iberdrola, S.A.,**
2 **Avangrid, Inc., Avangrid Networks, Inc., NM Green**
3 **Holdings, Inc., Public Service Company of New**
4 **Mexico and PNM Resources, Inc. For Approval of the**
5 **Merger of NM Green Holdings, Inc. with PNM Resources,**
6 **Inc.; Approval of a General Diversification Plan; and All**
7 **Other Authorizations and Approvals Required to**
8 **Consummate and Implement this Transaction,**
9 **NMPRC Case No. 20-00222-UT**

10 **ORDER**

11 WHEREAS, this matter came on for consideration by the Court upon (1)
12 joint motion for stipulated dismissal of appeal and remand for rehearing and
13 reconsideration and responses thereto, (2) New Energy Economy's motion for
14 leave to supplement its response and responses thereto, and (3) joint motion of
15 Bernalillo County, Office of the Attorney General, and the New Mexico
16 Affordable Reliance Energy Alliance to supplement the record and request for a
17 briefing schedule, and the Court having considered the foregoing and being
18 sufficiently advised, Chief Justice C. Shannon Bacon, Justice Michael E. Vigil,
19 Justice David K. Thomson, Justice Julie J. Vargas, and Justice Briana H. Zamora
20 concurring;

21 NOW, THEREFORE, IT IS ORDERED that the joint motion for stipulated
22 dismissal of appeal and remand for rehearing and reconsideration is DENIED; and

23 IT IS FURTHER ORDERED that New Energy Economy's motion for leave
24 to supplement its response is DENIED;

1 IT IS FURTHER ORDERED that the joint motion of Bernalillo County,
2 Office of the Attorney General, and the New Mexico Affordable Reliance Energy
3 Alliance to supplement the record and request for a briefing schedule is DENIED;
4 and


5 IT IS FURTHER ORDERED that oral argument shall be heard on **Tuesday,**
6 **September 12, 2023, at 10:30 a.m.**

7 IT IS SO ORDERED.



WITNESS, the Honorable C. Shannon Bacon, Chief Justice of the Supreme Court of the State of New Mexico, and the seal of said Court this 15th day of May, 2023.

Elizabeth A. Garcia, Clerk of Court
Supreme Court of New Mexico

By 
Chief Deputy Clerk of Court

I CERTIFY AND ATTEST:
A true copy was served on all parties
or their counsel of record on date filed.
Lysette Romero Córdoba
Chief Deputy Clerk of the Supreme Court
of the State of New Mexico