

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

**IN THE MATTER OF PUBLIC SERVICE COMPANY OF)
NEW MEXICO’S APPLICATION FOR AUTHORIZATION)
TO IMPLEMENT GRID MODERNIZATION)
COMPONENTS THAT INCLUDE ADVANCED METERING)
INFRASTRUCTURE AND APPLICATION TO RECOVER) **Case No. 22-00058-UT**
THE ASSOCIATED COSTS THROUGH A RIDER,)
ISSUANCE OF RELATED ACCOUNTING ORDERS, AND)
OTHER ASSOCIATED RELIEF)
_____)**

PROCEDURAL ORDER

THIS MATTER comes before Christopher P. Ryan, hearing examiner for the New Mexico Public Regulation Commission, on Public Service Company of New Mexico’s application to implement grid modernization components as authorized by NMSA 1978, § 62-8-13 (2021). This procedural order issues following the prehearing conference conducted on October 24, 2022. The Hearing Examiner **FINDS AND CONCLUDES** as follows:

A. In March 2022, the Commission created Case No. 22-00058-UT and there directed PNM to file a grid modernization plan.

B. The Commission directed PNM to address the following issues in its grid-modernization application:

- i) a proposal for AMI or “smart meters” including automatic meter reading and remote fault detection;
- ii) a discussion of updated rate-design options including time-of-use options and others consistent with variable-availability resources that use smart-meter capabilities; and
- iii) identification of demand-response and grid-management programs being considered for implementation using smart-meter capabilities and how they work in conjunction with proposed rate-design principles.

C. In April 2022, PNM asked for an extension of time to supply the application. The Commission granted that request.

D. On October 3, 2022, PNM filed its grid-modernization application with supporting testimony.

E. On October 12, 2022, the Commission appointed this Hearing Examiner to preside over this matter and directed him to take several actions that it is unnecessary to summarize here.

F. On October 17, 2022, the Hearing Examiner entered an order scheduling a prehearing conference for October 24, 2022. That prehearing conference occurred as scheduled and was attended by PNM, Commission Staff, and several parties who regularly appear as intervenors in Commission proceedings.

G. PNM agreed at the prehearing that there are no statutory or rule deadlines that require Commission action in this case by a certain, fixed date. PNM acknowledged and agreed that Section 62-8-13(A) does specify that “[a]pplications for grid modernization projects shall be filed pursuant to [NMSA 1978, Section] 62-9-1 [(2019)] and [NMSA 1978,] Section 62-9-3 [(2005)]” and that Section 62-9-1(C) states that “[t]he commission shall issue its order granting or denying the application within nine months from the date the application is filed with the commission.” A similar timing provision exists in Section 62-9-3 but gives the Commission six months to act on location-control applications. PNM’s position is that Section 62-9-1 is inapplicable; the provision “does not apply to PNM’s requests in this case” given that the company “is not seeking authorization to construct or operate a plant or system for which a Certificate of Convenience and Necessity would be required, and instead is proposing a series of distribution

projects that would fall within applicable informational provisions of Rule 17.5.440 NMAC.”¹ No party objects to this assertion.

H. Although no statutory or rule deadline applies here, PNM asks that the Commission resolve and take final action on its application “within six to nine months of the filing date, or by no later than July 1, 2023.”²

I. Prior to the prehearing conference, PNM communicated with intervenors (at the Hearing Examiner’s direction) about a proposed procedural schedule, and all agreed that the hearing in this case should occur in March 2023.

J. PNM’s application was filed on October 3, 2022. Six months from that date is April 2023. It will not be possible to have Commission final action in April 2023 if the hearing will occur in March 2023. This would not leave adequate time for exceptions and Commission action. PNM agreed with this assessment when the timeline just noted was discussed by the Hearing Examiner at the prehearing conference.

K. It is possible to resolve this case by July 1, 2023, as is requested (as an alternative) by PNM. The procedural schedule set out in the ordering paragraphs below are designed with the intention that Commission final action will occur by that date.

L. As noted, PNM communicated with the anticipated intervenors about a possible procedural schedule by circulating a proposed schedule to the service list as that list presently exists. That schedule was discussed at the prehearing.

M. The following procedural schedule **IS ADOPTED**:

1. PNM will publish the notice attached this order as Attachment 1 in a

¹ Case No. 22-00058-UT, Application with Supporting Testimonies at 11 (10/03/22)

² Id. at 4 n.5.

newspaper of general circulation that circulates in all counties where PNM provides service and will do so within two weeks of the issuance of this order (by November 8, 2022).

2. PNM will provide the notice to its customers as a “bill stuffer” within eight weeks of the issuance of this order (by December 20, 2022).

3. PNM will promptly file affidavits attesting that notice was given in the manner set out above and by the time specified.

4. Any person desiring to become a party (intervenor) in this case must file a motion for leave to intervene that conforms with 1.2.2.23 NMAC and will do so on or before January 27, 2023.

5. Staff will, and any intervenor may, file direct testimony on or before January 27, 2023.

6. Any rebuttal testimony must be filed on or before February 8, 2022.

7. Any stipulation reached in this case must be filed by February 17, 2022.

8. The filing of a stipulation will not alter the hearing date set out below unless circumstances absolutely require a change in the hearing schedule, an outcome that is never desirable given that it is generally quite difficult to find dates on short notice where all anticipated intervenors will be available. The parties will be expected to produce testimony in support and, if applicable, opposing the stipulation with adequate speed to ensure the hearing schedule set here is observed.

9. If a stipulation is filed, the Hearing Examiner will consult the parties on establishing dates for submission of the necessary testimony and exhibits to proceed to a hearing on a stipulation. Those dates need not be set here.

10. Any motions in limine, motions to strike testimony, or other prehearing

motions must be filed on or before March 13, 2023.

11. On or before March 13, 2023, and after PNM confers with all parties and Staff, the company will email the Hearing Examiner and the service list a proposed order of examination of witnesses and a proposed order of cross examination of PNM's witnesses and intervenor and Staff witnesses.

12. On or before March 13, 2022, each party and Staff will email the Hearing Examiner and the email service list its requested allocation of time to cross examine each witness. The Hearing Examiner will allocate time for each party and Staff to cross examine each witness and "may at their discretion limit the time for providing direct testimony or cross-examination at any public hearing if necessary to promote the proper and orderly management of such public hearing." 1.2.2.32(G)(3) NMAC.

13. Responses to prehearing motions must be filed on or before March 15, 2022.

14. A public hearing will be held on March 20, 2023, and it will continue through March 23, 2023, as necessary.

15. These procedural dates and related requirements are subject to further order of the Hearing Examiner or Commission.

N. Whether the public hearing is held in-person at the Commission's offices or virtually via Zoom (the web-based, videoconferencing platform) will be determined later as the hearing date nears

O. If the hearing is conducted by Zoom then participation will be limited to party-participants (*i.e.*, counsel, witnesses, and other representatives of the parties), the Commissioners, and other Commission personnel. The hearing will be livestreamed regardless of whether it is conducted live or on Zoom. Persons interested in viewing the hearing other than party-

participants may view the hearing via that stream. A link to that stream will be provided on the Commission's website.

P. The Commission's Rules of Procedure, 1.2.2 NMAC, apply in this case except as modified by order of the Hearing Examiner or Commission. The rules of procedure and other Commission rules are available online at the New Mexico Compilation Commission's website under the link "New Mexico Administrative Code." See <https://nmonesource.com/nmos/en/nav.do>.

Q. Oral public comments will be permitted at the commencement of the public hearing. Any person interested in providing public comment must contact Ana Kippenbrock, paralegal for the hearing examiners, at Ana.Kippenbrock@prc.nm.gov or (505) 690-4191 by no later than 12:00 p.m. MT on Friday, March 17, 2022. Public comments will be limited to three minutes per speaker. Public comment is not evidence. 1.2.2.23(F) NMAC.

R. Written comments can be submitted at any time by e-mailing those comments to the Commission's Records Bureau at prc.records@prc.nm.gov and to Ana Kippenbrock at Ana.Kippenbrock@prc.nm.gov. Any comments offered must reference Case No. 22-00058-UT. Those comments are also not evidence. 1.2.2.23(F) NMAC.

S. Anyone filing pleadings, documents, or testimony in this case will comply with the Commission's electronic-filing policy as posted on the Commission's website and as amended from time to time. That policy specifies that all filings must be in ".pdf" format, include electronic signatures, and be sent to the Commission's Records Bureau's email address prc.records@prc.nm.gov within regular business hours of the due date. Documents received after regular business hours will be considered as filed the next business day. Regular business hours at the Commission are from 8:00 a.m. to 12:00 p.m. and from 1:00 p.m. to 5:00 p.m. MT Monday


through Friday.

T. Any person with a disability requiring special assistance to participate in the public hearing should contact Ana Kippenbrock at ana.kippenbrock@prc.nm.gov or (505) 690-4191 at least 24 hours prior to the commencement of the public hearing.

U. Copies of this order will be emailed to all persons listed on the attached certificate of service.

V. An official service list will be issued at the appropriate time.

ISSUED October 26, 2022.
NEW MEXICO PUBLIC REGULATION COMMISSION



[electronically signed]

Christopher P. Ryan
Hearing Examiner
christopher.ryan@prc.nm.gov

ATTACHMENT 1

**IN THE MATTER OF PUBLIC SERVICE COMPANY OF)
NEW MEXICO'S APPLICATION FOR AUTHORIZATION)
TO IMPLEMENT GRID MODERNIZATION)
COMPONENTS THAT INCLUDE ADVANCED) Case No. 22-00058-UT
METERING INFRASTRUCTURE AND APPLICATION)
TO RECOVER THE ASSOCIATED COSTS THROUGH)
A RIDER, ISSUANCE OF RELATED ACCOUNTING)
ORDERS, AND OTHER ASSOCIATED RELIEF)**

**NOTICE TO PNM'S CUSTOMERS REGARDING PROCEEDING AND HEARING ON
PNM'S GRID-MODERNIZATION-PLAN APPLICATION**

NOTICE is here given of the following matters pertaining to the above-captioned case pending before the New Mexico Public Regulation Commission (NMPRC or Commission):

On October 3, 2022, Public Service Company of New Mexico (PNM) filed its Application for Authorization to Implement Grid Modernization Components that Include Advanced Metering Infrastructure and Application to Recover the Associated Costs Through a Rider, Issuance of Related Accounting Orders, and Other Associated Relief (PNM Application) pursuant to the Grid Modernization Act, NMSA 1978, § 62-8-13 (2021) (Grid Modernization Statute). PNM's Application seeks authorization to implement grid-modernization projects that include advanced metering infrastructure (AMI), intelligent-grid devices, communication networks, distribution-system hardening, physical security, cybersecurity, and other technologies (referred to collectively as "Grid-Mod Projects").

PNM's Application asks the Commission to approve PNM's Application including the following approvals:

ATTACHMENT 1

- Approval of PNM’s Application by July 1, 2023,¹ authorizing PNM’s implementation plan, which represents the first phase (years 1-6) of PNM’s overall 11-year strategy for grid modernization;
- Approval of Grid-Mod Project costs and related ongoing operations and maintenance (O&M) costs identified in PNM’s Implementation Plan and discussed in witness testimony;
- Approval of a proposed Grid Modernization Rider (Grid Mod Rider) by September 1, 2023²—for which an advice notice will be filed after the approval of PNM’s application—subject to an annual review and reconciliation process;
- Authorization for PNM to create related regulatory assets and liabilities, permitting PNM to record for recovery or refund the following:
 - a) costs incurred for the development and implementation of PNM’s Implementation Plan between the requested approval of the Application on July 1, 2023, and the implementation of the Grid Mod Rider by September 1, 2023;
 - b) undepreciated investments associated with legacy meters being replaced with AMI meters; and
 - c) over- or under-collection of costs through the Grid Mod Rider;
- Approval of the proposed format of an Opt-Out Consent Form, for which PNM will file a compliance advice notice with the Commission prior to AMI meter deployment;
- Approval of the methodology of determining PNM’s proposed cost-based opt-out fees, which includes a one-time fee and a monthly fee, for which PNM will seek approval in separate advice notices;
- Approval of the reporting criteria by which PNM proposes to establish a baseline regarding the deployment of the Grid Mod Projects and track PNM’s progress;
- Approval of variances from Commission Rules 410 and 530;
- Approval of a revision to PNM’s Petition for Variance from Rule 17.9.560 NMAC and Case No. 2124 Order on Meter Testing Program, filed on June 17, 2022, in Case No. 22-00058-UT; and

¹ In order to begin timely deployment of projects necessary to implement AMI technologies, PNM requests that the Commission issue a Final Order on PNM’s Application during the second quarter of 2023, within six to nine months of the filing date, or by no later than July 1, 2023.

² Should the Commission approve PNM’s Application prior to July 1, 2023, PNM would prefer to implement the Rider prior to September 1, 2023, taking into consideration PNM’s concerns with implementing the Rider during the summer peak season. PNM witness Stella Chan addresses implementation of the Rider during the summer months of June, July and August.

ATTACHMENT 1

- Such other approvals, authorizations, and actions required under the Grid Modernization Statute, the Public Utility Act, and Commission rules and orders to implement PNM's Grid Mod Projects and recover costs associated with its Implementation Plan.

PNM expects that the first six years of investments in Grid Mod Projects will total approximately \$344 million, with this total investment subject to an annual review and reconciliation proceeding where PNM will file both updated forecasted costs for the following rate year based on the best available information and will true-up forecasted costs from the prior year to the actual costs incurred.

As part of PNM's Application, PNM proposes to recover \$9.8 million through the proposed Grid Mod Rider in Year 1. PNM is proposing that the Grid Mod Rider become effective by September 1, 2023, in addition to any other charges that the customer is paying and be collected through a line-item charge on customers' bills. The proposed Grid Mod Rider will use forecasted information to calculate a projected revenue requirement, which will be charged for the upcoming rate year. The Grid Mod Rider will recover capital costs, operating expenses, and taxes associated with Grid Mod Projects. PNM seeks to implement the Grid Mod Rider through an advice notice filed upon issuance of a Final Order approving PNM's Application.

The following tables present the current bills and anticipated bills, including the proposed Grid Mod Rider for Year 1, for each affected customer class:

| 1A - Residential | | | | |
|-------------------|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 500 kWh | \$68.93 | \$70.13 | \$1.20 | 1.744% |
| 750 kWh | \$107.49 | \$108.69 | \$1.20 | 1.118% |
| 1,000 kWh | \$147.85 | \$149.05 | \$1.20 | 0.813% |

ATTACHMENT 1

| 1B - Residential TOU | | | | |
|----------------------|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 500 kWh | \$96.10 | \$97.30 | \$1.20 | 1.251% |
| 750 kWh | \$130.41 | \$131.61 | \$1.20 | 0.922% |
| 1,000 kWh | \$164.72 | \$165.93 | \$1.20 | 0.730% |

| 2A - Small Power | | | | |
|-------------------|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 500 kWh | \$85.88 | \$88.86 | \$2.98 | 3.466% |
| 1,500 kWh | \$224.95 | \$227.93 | \$2.98 | 1.323% |
| 5,000 kWh | \$711.71 | \$714.68 | \$2.98 | 0.418% |

| 2B - Small Power TOU | | | | |
|----------------------|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 1,500 kWh | \$228.98 | \$231.95 | \$2.98 | 1.300% |
| 5,000 kWh | \$725.09 | \$728.07 | \$2.98 | 0.410% |
| 10,000 kWh | \$1,433.83 | \$1,436.81 | \$2.98 | 0.208% |

| 3B / 3D - General Power TOU | | | | |
|-----------------------------|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 30,000 kWh and 50 kW | \$2,960.30 | \$2,979.93 | \$19.63 | 0.663% |
| 50,000 kWh and 75 kW | \$4,681.97 | \$4,701.60 | \$19.63 | 0.419% |
| 75,000 kWh and 150 kW | \$7,844.71 | \$7,864.34 | \$19.63 | 0.250% |

| 3C / 3E - General Power Low Load Factor TOU | | | | |
|---|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 10,000 kWh and 50 kW | \$1,632.07 | \$1,649.50 | \$17.43 | 1.068% |
| 12,000 kWh and 50 kW | \$1,857.81 | \$1,875.23 | \$17.43 | 0.938% |
| 15,000 kWh and 75 kW | \$2,405.66 | \$2,423.09 | \$17.43 | 0.724% |

| 4B - Large Power Service TOU | | | | |
|------------------------------|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 150,000 kWh and 500 kW | \$20,071.59 | \$20,168.51 | \$96.92 | 0.483% |
| 500,000 kWh and 1,500 kW | \$61,900.33 | \$61,997.25 | \$96.92 | 0.157% |
| 1,500,000 kWh and 2,500 kW | \$140,736.58 | \$140,833.49 | \$96.92 | 0.069% |

ATTACHMENT 1

| 5B - Large Service for Customers >= 8,000kW min. at 115kV, 69kV or 34.5kV | | | | |
|---|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 2,000,000 kWh and 8,000 kW | \$233,258.77 | \$233,379.81 | \$121.05 | 0.052% |
| 2,500,000 kWh and 10,000 kW | \$289,240.25 | \$289,361.29 | \$121.05 | 0.042% |

| 10A Irrigation Service | | | | |
|------------------------|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 1,500 kWh | \$185.26 | \$201.15 | \$15.90 | 8.580% |
| 3,500 kWh | \$418.32 | \$434.22 | \$15.90 | 3.800% |
| 6,000 kWh | \$709.66 | \$725.55 | \$15.90 | 2.240% |

| 10B Irrigation Service TOU | | | | |
|----------------------------|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 5,000 kWh | \$301.78 | \$317.67 | \$15.90 | 5.267% |
| 7,500 kWh | \$447.44 | \$463.33 | \$15.90 | 3.553% |
| 10,000 kWh | \$593.10 | \$608.99 | \$15.90 | 2.680% |

| 11B Water and Sewage Pumping Service TOU | | | | |
|--|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 75,000 kWh | \$6,744.37 | \$6,829.04 | \$84.67 | 1.255% |
| 90,000 kWh | \$7,998.83 | \$8,083.50 | \$84.67 | 1.058% |
| 150,000 kWh | \$13,016.67 | \$13,101.34 | \$84.67 | 0.650% |

| 15B Large Service for Public Universities > 8,000kW min. at 115kV | | | | |
|---|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 2,000,000 kWh and 8,000 kW | \$227,184.40 | \$227,256.42 | \$72.02 | 0.032% |
| 4,500,000 kWh and 12,000 kW | \$407,054.85 | \$407,126.87 | \$72.02 | 0.018% |

| 30B Large Service for Manufacturing >= 30,000kW minimum at distribution voltage | | | | |
|---|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 25,000,000 kWh and 40,000 kW | \$2,046,107.57 | \$2,046,512.86 | \$405.29 | 0.020% |
| 25,000,000 kWh and 45,000 kW | \$2,163,018.12 | \$2,163,423.41 | \$405.29 | 0.019% |
| 30,000,000 kWh and 50,000 kW | \$2,496,181.85 | \$2,496,587.14 | \$405.29 | 0.016% |

ATTACHMENT 1

| 33B Large Service for Station Power TOU | | | | |
|---|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 200,000 kWh and 500 kW | \$13,481.36 | \$13,555.79 | \$74.43 | 0.552% |
| 300,000 kWh and 500 kW | \$18,720.18 | \$18,794.60 | \$74.43 | 0.398% |
| 400,000 kWh and 750 kW | \$25,233.82 | \$25,308.24 | \$74.43 | 0.295% |

| 35B Large Power Service >= 3,000kW TOU | | | | |
|--|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 2,000,000 kWh and 3,000 kW | \$151,473.91 | \$151,595.99 | \$122.08 | 0.081% |
| 3,000,000 kWh and 5,000 kW | \$234,015.34 | \$234,133.48 | \$118.13 | 0.050% |
| 4,000,000 kWh and 7,000 kW | \$315,161.32 | \$315,279.46 | \$118.13 | 0.037% |

| 36B Special Service Rate - Renewable Energy Resources | | | | |
|---|---|-------------------------------------|-----------|----------|
| Consumption Level | Annualized Monthly Bill at Present Rates | Annualized Monthly Bill with GMR | \$ Change | % Change |
| 38,963,000 kWh and 61,000 kW | \$1,181,678 | \$1,181,750 | \$71.81 | 0.006% |
| 47,618,000 kWh and 73,000 kW | \$1,437,300 | \$1,437,372 | \$71.81 | 0.005% |
| 55,278,000 kWh and 88,000 kW | \$1,680,615 | \$1,680,687 | \$71.81 | 0.004% |

| Lighting rate classes | |
|-------------------------|-----------------------------|
| | GMR per light (\$/light) |
| Per Light | |
| 6 - Private Area Lights | \$0.03 |
| 20 - Streetlighting | \$0.01 |

The proposed rate changes stated by customer rate class are for informational purposes only. The final rates approved by the Commission in this proceeding may vary from the rates set out above.

PNM proposes to charge customers who opt out of an AMI meter a one-time fee of \$18.60 if the customers opts-out of an AMI meter prior to the installation or approximately \$49.17 if the customer opts out of an AMI meter after installation and a recurring monthly fee of \$28.31. These fees are designed to recover the costs associated with opting out of an advanced meter.

On October 12, 2022, the Commission entered an order designating this Hearing Examiner to preside over this proceeding and to issue a Recommended Decision.

ATTACHMENT 1

Further information regarding this case can be obtained by contacting PNM or going to the Commission's website at <https://edocket.nmprc.state.nm.us>.

The Commission has assigned Case No. 22-00058-UT to this proceeding and all inquiries or written comments concerning this matter should refer to that case number.

The current procedural schedule for this case is as follows:

- a. On or before January 27, 2023, any person desiring to intervene to become a party (intervenor) in this case must file a motion for leave to intervene that conforms with directives found at 1.2.2.23(A) and (B) NMAC.
- b. The Commission's Utility Division Staff must, and any intervenor may, file direct testimony by the close of business on January 27, 2023.
- c. Any rebuttal testimony must be filed by February 8, 2023.
- d. Any stipulation the parties reach must be filed by February 17, 2023.
- e. Deadlines for testimony in support of or in opposition to any stipulation will be set if the parties file a stipulation by the date identified above.
- f. A public hearing on this matter will be held beginning on March 20, 2023, commencing at 9:00 a.m. and continuing through March 23, 2023, as necessary.
- g. Whether the hearing will be conducted via Zoom or live at the Commission's offices will be determined later.

The procedural dates and requirements of this case are subject to further order of the Commission or Hearing Examiner.

The Commission's rules of procedure at 1.2.2 NMAC shall apply to this case except as modified by order of the Commission or Hearing Examiner. A copy of those rules may be accessed at the New Mexico Compilation Commission's website which is located at

ATTACHMENT 1

<https://nmonesource.com/nmos/en/nav.doby> and clicking on “New Mexico Administrative Code” and then browsing to Chapter One, Part Two of the code.

Any person whose testimony has been filed must attend the hearing and submit to examination under oath.

Any interested person may appear at the time and place of the hearing and make written or oral comment pursuant to 1.2.2.23(F) NMAC without becoming an intervenor. All such comments shall not be considered as evidence in this case. Written comments, which shall reference NMPRC Case No. 22-00058-UT, also may be sent to the Commission at prc.records@state.nm.us.

Interested persons should contact the Commission for confirmation of the hearing date as well as the time and location of the hearing as hearings are occasionally rescheduled.

Any person interested in these proceedings may examine PNM’s Application and all other pleadings, testimony, exhibits, and other documents filed in the public record for this case at the Commission’s website by navigating to “Case Lookup E-Docket.” Instructions about how to use E-Docket as well as instructional videos about the database can be found on the Commission’s website. Alternatively, documents related to this case can be obtained from PNM at the following address:

Public Service Company of New Mexico
414 Silver Ave. SW
Albuquerque, New Mexico 87102
Telephone: (505) 241-2700

Anyone filing pleadings, testimony and other documents in this case must comply with the Commission’s electronic filing policy which may be amended from time to time. This includes filings in “.pdf” format, with electronic signatures, sent to the Records Bureau’s e-mail address (prc.records@state.nm.us), and sent within regular business hours of the due date to be considered

ATTACHMENT 1

timely filed. Regular business hours are from 8:00 am to 5:00 pm MT Monday through Friday excluding state-observed holidays.

Documents received after regular business hours will be considered as filed the next business day.

Parties must serve copies of all filings on all parties of record listed on the most recent certificate of service generated by the hearing examiner or Commission. All filings shall be e-mailed to the Hearing Examiner at christopher.ryan@prc.nm.gov.

Additional details regarding this proceeding are set out in the Hearing Examiner's procedural order which was filed on E-Docket on October 26, 2022.

Individuals with a disability who require a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing must contact the Hearing Examiner's paralegal, Ana Kippenbrock, at least 24 hours prior to the hearing. Ms. Kippenbrock is available by e-mail at ana.kippenbrock@prc.nm.gov or by phone at (505) 690-4191. Public documents associated with the hearing can be provided in various accessible forms for disabled individuals.

ISSUED: October 26, 2022.

NEW MEXICO PUBLIC REGULATION COMMISSION

A handwritten signature in black ink, appearing to read 'C. Ryan', written over a horizontal line.

[electronically signed]

Christopher P. Ryan

Hearing Examiner

christopher.ryan@prc.nm.gov

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

**IN THE MATTER OF PUBLIC SERVICE COMPANY OF)
NEW MEXICO'S APPLICATION FOR AUTHORIZATION)
TO IMPLEMENT GRID MODERNIZATION)
COMPONENTS THAT INCLUDE ADVANCED METERING)
INFRASTRUCTURE AND APPLICATION TO RECOVER)
THE ASSOCIATED COSTS THROUGH A RIDER,)
ISSUANCE OF RELATED ACCOUNTING ORDERS, AND)
OTHER ASSOCIATED RELIEF)**

Case No. 22-00058-UT

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the order above was sent via email

to the following parties on the date identified below:

| | |
|----------------------|-----------------------------------|
| Leslie Padilla | leslie.padilla@pnmresources.com; |
| Stacey Goodwin | Stacey.goodwin@pnmresources.com; |
| Mark Fenton | Mark.Fenton@pnm.com; |
| Carey Salaz | Carey.Salaz@pnm.com; |
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ISSUED: October 26, 2022.

NEW MEXICO PUBLIC REGULATION COMMISSION



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