



## **Filing Receipt**

**Filed Date - 2025-12-30 02:33:47 PM**

**Control Number - 58964**

**Item Number - 114**

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**BEFORE THE  
STATE OFFICE OF ADMINISTRATIVE  
HEARINGS**

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**APPLICATION OF TEXAS-NEW MEXICO POWER COMPANY  
FOR AUTHORITY TO CHANGE RATES**

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**SOAH ORDER NO. 4  
ADOPTING PROPOSED PROCEDURAL SCHEDULE, SCHEDULING  
HEARING ON THE MERITS, ADDRESSING EXHIBIT SUBMISSION  
PROCEDURES, AND GRANTING REQUEST FOR INTERIM RATES**

**I. ADOPTING PROPOSED PROCEDURAL SCHEDULE**

On December 18, 2025, Texas-New Mexico Power Company (TNMP) filed an amended agreed proposed procedural schedule. The Administrative Law Judge (ALJ) **ADOPTS** the following procedural schedule:

<b>Event</b>	<b>Deadline</b>
Proof of Notice Filed	December 29, 2025
Intervention Deadline	December 29, 2025

Objections to TNMP's Direct Testimony	January 15, 2026
Discovery on TNMP's RFP/Direct Testimony	January 20, 2026
Response to Objections to TNMP's Direct Testimony	January 22, 2026
Intervenors' Direct Testimony	February 9, 2026
Objections to Intervenors' Direct Testimony	February 16, 2026
Staff's Direct Testimony	February 16, 2026
Deadline for discovery on Intervenors' Direct Testimony and Staff's Direct Testimony	February 27, 2026
TNMP's Rebuttal Testimony	
Intervenor and Staff's Cross-Rebuttal Testimony	March 2, 2026
Statements of Position	
Objections to Intervenor and Staff's Cross-Rebuttal	March 4, 2026
Deadline for response to objections to TNMP Rebuttal Testimony	March 5, 2026
Deadline for response to objection to Intervenors' and Staff's Direct Testimony	
Deadline for discovery on TNMP's Rebuttal testimony and Intervenors' and Staff's Cross-Rebuttal	
Prehearing Conference	March 5, 2026
<b>Hearing on the Merits</b>	<b>March 9, 2026 – March 12, 2026</b>
Initial Briefs	March 27, 2026
Reply Briefs	April 10, 2026

Proposed Findings of Fact, Conclusions of Law, and Ordering Paragraphs	
<b>PFD Issued</b>	<b>June 9, 2026</b>

TNMP's proposed procedural schedule included Attachment A, which lists special provisions governing discovery. Those provisions are also adopted as part of the procedural schedule.

The parties may agree to a modification of this procedural schedule, except for hearings, without further order from the ALJ.

## **II. SCHEDULING HEARING ON THE MERITS**

A hearing will begin at **9:00 AM (CT) on March 9, 2026**, through **March 12, 2026**, remotely via Zoom videoconference. 1 Tex. Admin. Code § 155.405(c). Attend the hearing in one of these ways:

To join by computer or smart device, go to  
<https://soah-texas.zoomgov.com> and enter:

Meeting ID: 161 400 6571

Video Passcode: PUC799

To join by telephone (audio only), call  
+1 669 254 5252, and enter:

Meeting ID: 161 400 6571

Telephone Passcode: 336098

### **III. ADDRESSING EXHIBIT SUBMISSION PROCEDURES**

#### **A. PRE- AND POST-HEARING PROCEDURES**

##### **1. Court Reporter Requirements**

###### **As soon as practicable, TNMP SHALL:**

- Secure a court-reporting service to transcribe the hearing and notify the other parties of the service that has been retained; and
- Confirm with the court-reporting service, after conferring with the parties, whether the parties will be exchanging exhibits amongst themselves via:
  - (1) an electronic file-sharing site that the court-reporting service will also have access to, or
  - (2) filings on the Commission's Interchange.<sup>1</sup>
    - ☞ If the parties do not use a file-sharing site, TNMP will confirm how the court-reporting service prefers to receive the parties' electronic pre-hearing exhibits and exhibit lists and shall notify the other parties of that preferred process.

##### **2. Pre-Hearing Submissions**

**Three business days before the hearing**, the parties **SHALL** comply with the following requirements:

- TNMP shall, after conferring with parties as needed, file on the Commission's Interchange:
  - A list of persons who have signed the Protective Order adopted in this proceeding;

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<sup>1</sup> The parties may agree upon an alternative delivery method for providing each other with exhibits and the required information below.

- A proposed order of presentation, witnesses, and cross-examination for the hearing; and
- A list of witnesses for whom cross-examination has been waived.
- Each party shall submit electronic copies of the following to SOAH, all other parties, and the court reporter:
  - a list of all witnesses the party intends to call to testify during the hearing, listed in the order that the party intends to call them;
  - a list of all exhibits the party intends to offer at the hearing in MS Word format (including, for example, on cross-examination, if known prior to the hearing); and
  - all exhibits included on the party's exhibit list, to the following persons/entities as described below to SOAH and other parties.

**a) Pre-Hearing Submissions to SOAH via Kiteworks**

SOAH has recently implemented a new file-sharing platform for submission of exhibits. **The parties shall upload any proposed exhibits** via SOAH's Kiteworks platform at <https://soah.kiteworks.com/form/upload#/>

Parties **SHALL** comply with the following instructions when uploading prehearing exhibits:

- Select the "Prehearing Submission" tab.
- All exhibits must be clearly labeled to identify the submitting party, the exhibit number, and a brief description. Parties may submit up to 10 individual files or folders per upload.<sup>2</sup> The contents of any folders that are uploaded must be clearly identified. Examples provided below:

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<sup>2</sup> If a party seeks to upload more than 10 files, the party shall upload a zipped folder containing the individual files. For purposes of uploading, Kiteworks considers one file folder, even if it contains multiple/numerous subfolders, as one file.

- Staff Direct (folder): Staff Ex. 1 Eiland Direct Redacted (*file*); Staff Ex. 1B Eiland Direct Workpapers (*file*); Staff Ex. 2 Quijano Direct Redacted (*file*)
- Staff Direct-Confidential (folder): Staff Ex. 1A Eiland Direct-Confidential (*file*); Staff Ex. 2A Quijano Direct-Confidential (*file*)
- There is a 2-gigabit limit per submission. Parties with exhibits that may reach or exceed that limit are encouraged to compress (i.e., zip) their uploaded files/folders.
- **Confidential/HSPM Exhibits Separated From Non-Confidential**: Parties shall make *separate uploads* in Kiteworks to submit Confidential and Highly Sensitive Protected Materials (HSPM), if any. The party must select the appropriate classification in the “Designate Classification” field in Kiteworks, and the files and folders must also be clearly labeled as Confidential or HSPM.

**b) Pre-Hearing Submissions to other parties and the court reporter:**

Kiteworks is a one-way submission platform to allow SOAH to receive exhibits. The use of Kiteworks does not relieve the parties of obligations to exchange exhibits among each other. The parties may exchange exhibits to each other by uploading to an applicable file-sharing site hosted by TNMP or any other means agreed to by the parties and the court-reporting service.

**c) Cross-Examination Exhibits**

Cross-examination exhibits not included in the parties’ initial prehearing exhibit submissions **SHALL** be submitted along with an updated exhibit list **no later than 7:00 p.m. (CT) before each day of the hearing that the party anticipates using the exhibits during the following day of hearing** to SOAH, the other parties, and court reporter in the manner described above.

### 3. Post-Hearing Submissions

- **No later than the first business day following the conclusion of the hearing**, the parties shall confer and arrange to organize the admitted, record set of exhibits. All exhibits should be readily identifiable by specific folder (*e.g.*, Applicant Admitted Exhibits, Staff Admitted Exhibits, etc.). A party's failure to timely include its exhibits in the record set of exhibits may result in submission of an incomplete record to the agency.
- **No later than the second business day following conclusion of the hearing**, the parties shall submit the final, record set of exhibits in electronic format to the court-reporting service. This submission shall contain all exhibits that were admitted as evidence or accompanied by an offer of proof. 1 Tex. Admin. Code § 155.101(b)(1)(G)(iii). This set of exhibits will constitute the "record set" that SOAH will send to the Commission when SOAH's involvement has concluded.

### 4. General Requirements for Exhibit Lists and Exhibits

Parties **SHALL** comply with the following requirements for all pre- and post-hearing exhibit submissions:

- Exhibit lists shall identify any exhibit containing Protected Materials or Highly Sensitive Protected Materials under the Protective Order adopted in this proceeding.
- Exhibits shall be marked with the offering party's name and the exhibit number.
- Exhibits should be numbered sequentially, and multipage documents shall be paginated or Bates-stamped.
- Exhibits not meeting a requirement in this order may not be admitted into the record absent good cause.

For questions about SOAH's Kiteworks platform, call the Chief Clerk's Office at (512) 475-4993.

#### IV. GRANTING REQUEST FOR INTERIM RATES

On December 19, 2025, TNMP filed an agreed motion for interim rates, effective May 22, 2026. It represents that, in exchange for an extension of the statutory deadline as part of procedural schedule negotiations, the parties agreed upon the implementation of TNMP's current rates as interim rates.<sup>3</sup> TNMP notes that the approved interim rates will be subject to surcharge or refund based on the rates approved in a final order issued by the Public Utility Commission of Texas (Commission). The motion is **GRANTED**, consistent with the parties' agreement.

Accordingly, effective May 22, 2026, TNMP's existing rates are **APPROVED ON AN INTERIM BASIS** until the Commission approves the final rates to be established in this proceeding. The interim rates are subject to refund or surcharge, as provided in 16 Texas Administrative Code § 22.125(e), and will be trued-up to the approved final rates. Within 10 days of the issuance of this order, TNMP **SHALL** file with the Commission's Central Records a clean copy of the interim rates to be marked *Approved* and kept in the Commission's tariff book.

**Signed December 30, 2025**

ALJ Signature:



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Rachelle Nicolette Robles  
Presiding Administrative Law Judge

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<sup>3</sup> TNMP's Agreed Motion for Approval of Interim Rates at 1 (Dec. 19, 2025).