

**BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION**

**IN THE MATTER OF THE APPLICATION OF )  
PUBLIC SERVICE COMPANY OF NEW MEXICO )  
FOR APPROVAL OF ELECTRIC ENERGY )  
EFFICIENCY PROGRAMS AND PROGRAM )  
COST TARIFF RIDER PURSUANT TO THE )  
NEW MEXICO PUBLIC UTILITY AND )  
EFFICIENT USE OF ENERGY ACTS ) Case No. 14-00310-UT  
)  
**PUBLIC SERVICE COMPANY OF )  
NEW MEXICO, )  
)  
)  
APPLICANT. )****

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**ORDER AMENDING PROCEDURAL SCHEDULE**

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**THIS MATTER** comes before the Hearing Examiner upon the Unopposed Motion to Amend Procedural Order (“Motion”) filed on January 22, 2015 by Public Service Company of New Mexico (PNM) on behalf of itself and the Utility Division Staff (“Staff”) of the New Mexico Public Regulation Commission (“Commission” or NMPRC). Being informed of the premises, the Hearing Examiner **FINDS** and **CONCLUDES**:

1. By the Motion, PNM and Staff (“Joint Movants”) request that the Hearing Examiner amend the Procedural Order issued November 24, 2014 by vacating the deadline for Staff and Intervenor testimony of January 23, 2015 and for rebuttal testimony of February 9, 2015. In exchange, the Joint Movants request that the Hearing Examiner provide for the filing of a stipulation by January 30, 2015; for filing testimony in support thereof by February 6, 2015; for any objections and opposing testimony by February 11, 2015; and any rebuttal thereto by February 16, 2015.

2. As grounds for revising the procedural schedule as proposed, the Joint Movants report they have been engaged in settlement discussions that are likely to lead to the settlement of some or all significant issues of concern in this proceeding. They say additional time is needed to complete negotiations and finalize a formal stipulation, and to prepare testimony that supports the terms of a stipulation.

3. The Joint Movants assert the proposed schedule will provide benefits by allowing parties to complete settlement negotiations without requiring the preparation of direct litigation testimony which may not be necessary to resolve this case. They believe the proposed schedule will not result in prejudice and will not require that the hearing dates be extended.

4. The Motion is not opposed by the Coalition for Clean Affordable Energy and Converge, Inc. Other parties did not respond to PNM prior to filing the Motion.

5. The Hearing Examiner sees substantial merit in the Motion and the relief requested. As found in many past cases like this one, the Joint Movant's proposal is consistent with the Commission's well-established policy permitting the filing of stipulations, the strong public policy favoring the settlement of disputes to avoid costly and protracted litigation, and the recognition that a cooperative approach may be more effective in reconciling the interests of all parties than would the polarization which often accompanies fully adversarial proceedings. For those and other reasons, the procedural schedule for this case will be amended as set forth below.

The Hearing Examiner **ORDERS**:

- A. The instant Motion is GRANTED.
- B. The Joint Movants and any other party so inclined shall file a stipulation on or before January 30, 2015.

C. Testimony in support of the stipulation shall be filed on or before February 6, 2015.

D. Any objections and testimony in opposition to the stipulation shall be filed no later than February 11, 2015.

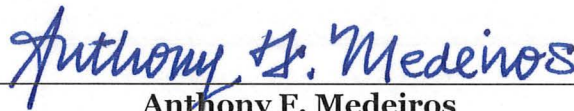
E. Any rebuttal testimony shall be filed on or before February 16, 2015.

F. The public hearing in this case shall be held as presently scheduled on February 18, 2015, commencing at 9:30 a.m. MST, and shall resume as necessary on February 19, 2015.

G. Except as expressly provided in this Order, all findings, conclusions and decretal provisions contained in prior procedural and other orders in this case not amended or superseded hereby remain in full force and effect.

**ISSUED** at Santa Fe, New Mexico this 26<sup>th</sup> day of January 2015.

**NEW MEXICO PUBLIC REGULATION COMMISSION**



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**Anthony F. Medeiros**  
**Hearing Examiner**

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) )  
PUBLIC SERVICE COMPANY OF NEW )  
MEXICO, )  
) )  
**Applicant.** )  
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing **Order Amending Procedural Schedule** was delivered as specified below to each of the following:

**First-Class Postage Prepaid and email:**

Benjamin Phillips  
Associate General Counsel  
PNM Resources, Inc.  
414 Silver Ave. SW  
Albuquerque, NM 87102  
[Ben.Phillips@pnmresources.com](mailto:Ben.Phillips@pnmresources.com)

Stacey Goodwin  
Deputy Associate General Counsel  
PNM Resources, Inc.  
414 Silver Ave. SW  
Albuquerque, NM 87102  
[Stacey.Goodwin@pnmresources.com](mailto:Stacey.Goodwin@pnmresources.com)

Bradford Borman  
Senior Corporate Counsel  
PNM Resources, Inc.  
414 Silver Ave. SW  
Albuquerque, NM 87102  
[Bradford.Borman@pnmresources.com](mailto:Bradford.Borman@pnmresources.com)

Steven Schwebke  
PNM Resources, Inc.  
Corporate Offices - Regulatory  
Albuquerque, NM 87158-1105  
[Steven.Schwebke@pnm.com](mailto:Steven.Schwebke@pnm.com)

Mark Fenton  
PNM Resources, Inc  
Corporate Offices - Regulatory  
Albuquerque, NM 87158-1105  
[Mark.Fenton@pnm.com](mailto:Mark.Fenton@pnm.com)

Cholla Khoury  
Assistant Attorney General  
Office of the Attorney General  
P.O. Drawer 1508  
Santa Fe, NM 87504-1508  
[ckhoury@nmag.gov](mailto:ckhoury@nmag.gov)  
[lmartinez@nmag.gov](mailto:lmartinez@nmag.gov)

Steven S. Michel  
WRA  
409 East Palace Avenue, Unit 2  
Santa Fe, NM 87501  
[smichel@westernresources.org](mailto:smichel@westernresources.org)

Charles F. Noble  
CCAIE  
409 E. Palace Avenue, Unit 2  
Santa Fe, NM 87501  
[Noble@energyenvironmentlaw.com](mailto:Noble@energyenvironmentlaw.com)

Peter J. Gould  
NMIEC  
P.O. Box 34127  
Santa Fe, NM 87594  
[pgouldlaw@gmail.com](mailto:pgouldlaw@gmail.com)

Joanne Reuter  
Reuter Legal & Consulting Services  
12231 Academy Rd. NE  
Albuquerque, NM 87111  
[joannecreuter@comcast.net](mailto:joannecreuter@comcast.net)

**Hand Delivery and email:**

Nancy Burns  
New Mexico Public Regulation Commission  
1120 Paseo de Peralta  
Santa Fe, NM 87504  
[Nancy.Burns@state.nm.us](mailto:Nancy.Burns@state.nm.us)

Charles Gunter  
New Mexico Public Regulation Commission  
1120 Paseo de Peralta  
Santa Fe, NM 87504  
[Charles.Gunter@state.nm.us](mailto:Charles.Gunter@state.nm.us)

John Reynolds  
New Mexico Public Regulation Commission  
1120 Paseo de Peralta  
Santa Fe, NM 87504  
[John.Reynolds@state.nm.us](mailto:John.Reynolds@state.nm.us)

Bruno Carrara  
New Mexico Public Regulation Commission  
1120 Paseo de Peralta  
Santa Fe, NM 87504  
[Bruno.Carrara@state.nm.us](mailto:Bruno.Carrara@state.nm.us)

Anthony Sisneros  
New Mexico Public Regulation Commission  
1120 Paseo de Peralta  
Santa Fe, NM 87504  
[Anthony.Sisneros@state.nm.us](mailto:Anthony.Sisneros@state.nm.us)

Judith Amer  
New Mexico Public Regulation Commission  
1120 Paseo de Peralta  
Santa Fe, NM 87504  
[Judith.Amer@state.nm.us](mailto:Judith.Amer@state.nm.us)

**Via email:**

Douglas Howe  
[doug.howe@dhaconsulting.us](mailto:doug.howe@dhaconsulting.us)

Howard Geller  
[hgeller@swenergy.org](mailto:hgeller@swenergy.org)

Adam Bickford  
[abickford@swenergy.org](mailto:abickford@swenergy.org)

Ramona Blaber  
[monablaber@gmail.com](mailto:monablaber@gmail.com)

Tammy Fiebelkorn  
[tfiebelkorn@swenergy.org](mailto:tfiebelkorn@swenergy.org)

Glenda Murphy  
[gmurphy@wessternresources.org](mailto:gmurphy@wessternresources.org)

David Van Winkle  
[david@vw77.com](mailto:david@vw77.com)

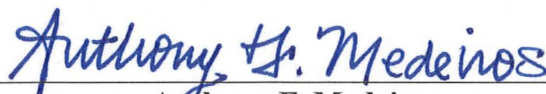
Frank Lacey  
[flacey@comverge.com](mailto:flacey@comverge.com)

Tracy Caswell  
[tcaswell@comverge.com](mailto:tcaswell@comverge.com)

William Payne  
[bpayne37@comcast.net](mailto:bpayne37@comcast.net)

**DATED** this 26<sup>th</sup> day of January 2015.

**NEW MEXICO PUBLIC REGULATION COMMISSION**



Anthony F. Medeiros  
Hearing Examiner