

AGREED MOTION TO MODIFY THE FINAL CONFERENCE PROCEDURES

I. INTRODUCTION

COMES NOW, Austin Energy, Texas Industrial Energy Consumers, NXP Semiconductors, Victor Martinez, Coalition for Clean Affordable and Reliable Energy, Homeowners United for Rate Fairness, Sierra Club, Public Citizen, Solar United Neighbors, and the Independent Consumer Advocate, (collectively “parties”) and respectfully submit the following agreed motion to modify the final conference procedures.

II. MOTION TO MODIFY THE FINAL CONFERENCE PROCEDURES

In Austin Energy’s last base rate proceeding in 2016 the final conference was scheduled for four days, and the parties agreed to allot a total of 31.17 hours, approximately 7.8 hours each day, between Austin Energy and 10 of the participants that filed Position Statements.¹ Assuming the same 7.8 hours each day, the participants should have 23.4 hours over the course of the three days scheduled for the final conference. Austin Energy agrees that it will accept a time allotment of 4 hours and 40 minutes, and is willing to let the other parties split the remainder of the time. The other parties propose to submit an agreed division of time amongst themselves on July 8, 2022, after they have had the opportunity to review rebuttal and cross-rebuttal testimony and have a better sense of how much time they require for questions at the final conference. In the event that the other parties cannot agree to a division of time, they would submit competing proposals to the IHE on that date.

¹ *Austin Energy’s Tariff Package Update of the 2009 Cost of Service Study and Proposal to Change Base Electrical Rates*, Austin Energy 2016 Rate Review, Impartial Hearing Examiner’s Memorandum No. 17 at 8-9 (May 31, 2016) (<https://www.austintexas.gov/edims/document.cfm?id=255121>).

A. Other Procedural Matters.

The current procedures do not specify whether the Rules of Evidence will apply. To promote an orderly hearing and briefing process, the parties agree that the Rules of Evidence will apply to this proceeding.

III. CONCLUSION

The Parties respectfully request that the IHE grant this motion and modify the final conference procedures as discussed above. The Parties also request all other relief to which they are entitled.

Respectfully submitted,

/s/ Thomas Brocato

Counsel for Austin Energy

/s/ Benjamin Hallmark

Counsel for Texas Industrial Energy Consumers

/s/ Joshua Smith

Counsel for Sierra Club and Public Citizen

/s/ Joshua Smith

Counsel for Solar United Neighbors

/s/ Victor Martinez

Victor Martinez

/s/ Chris Reeder

Counsel for NXP Semiconductors

/s/ Roger Borgelt

Counsel for Homeowners United for Rate
Fairness

/s/ Trey Salinas

Counsel for Coalition for Clean Affordable and
Reliable Energy

/s/ John Coffman

Independent Consumer Advocate

CERTIFICATE OF SERVICE

I, John R. Hubbard, Attorney for TIEC, hereby certify that a copy of this document was served on all parties of record in this proceeding on this 29^h day of June, 2022 by electronic mail, facsimile, and/or First Class, U.S. Mail, Postage Prepaid.

/s/ John R. Hubbard

John R. Hubbard