

**BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION**

**IN THE MATTER OF SOUTHWESTERN )  
PUBLIC SERVICE COMPANY’S )  
APPLICATION REQUESTING APPROVAL OF )  
TWO LONG TERM PURCHASED POWER )  
AGREEMENTS, )  
)  
SOUTHWESTERN PUBLIC SERVICE )  
COMPANY, )  
)  
APPLICANT )  
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)  
\_\_\_\_\_ )**

**CASE NO. 23-00384-UT**

**APPLICATION**

Southwestern Public Service Company (“SPS”) files this application seeking New Mexico Public Regulation Commission (“Commission” or “NMPRC”) approval of the following long-term purchased power agreements (“LTPPAs”):

1. A 15-year LTPPA with Borger Power Associates, LLC for 230 megawatts (“MW”) of natural gas generation from the Borger Facility in Hutchison County, Texas (“Borger LTPPA”); and
2. A 15-year LTPPA with Wildcat Ranch Energy Storage, LLC (“Wildcat”) for use of a 48 MW, four-hour battery energy storage system (“BESS”) in Cochran County, Texas (“Wildcat BESS LTPPA”).

SPS seeks the approvals presented in this application to obtain additional resources to serve its growing system capacity needs. As a result of increased load growth, the expected retirement of SPS generation units that have been operated beyond their original service lives, and expiring LTPPAs, SPS conducted an all-resource, competitive solicitation through a request for proposal (“All-Source RFP”). The All-Source RFP results provided options from which SPS selected six

projects and is effectuating limited extensions to two existing generation units' lives to address SPS's resource needs through 2027. Collectively, these six projects and the limited unit life extensions are referred to as SPS's "Recommended Portfolio" from its 2022 All-Source RFP. Four of the six projects in the Recommended Portfolio are self-build projects, and SPS has requested approval of a certificate of public convenience and necessity ("CCN") to authorize SPS to construct, own, and operate these resources. That application is currently pending before the Commission in Case No. 23-00252-UT.<sup>1</sup> The remaining two resources in SPS's Recommended Portfolio are the two LTPPAs identified in this application.

As a result of SPS's 2022 All-Source RFP, and in accordance with New Mexico Public Utility Act ("PUA")<sup>2</sup> and New Mexico Administrative Code ("NMAC") 17.9.551 ("Rule 551"), SPS applies to the Commission for a final order in this matter approving the Borger LTPPA and the Wildcat BESS LTPPA.

SPS requests that the Commission enter an order granting the relief requested in this Application within six months in accordance with Rule 551.10(B).

In support of this Application, SPS states the following.

## **I. JURISDICTION**

1. SPS is a New Mexico corporation that owns, operates, and controls electric generation, transmission, and distribution plant, property, and facilities that provide retail electric service to portions of New Mexico and Texas, and electric energy and power to wholesale

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<sup>1</sup> *In the Matter of Southwestern Public Service Company's Application Requesting: (1) Issuance of a Certificate of Public Convenience and Necessity to Construct and Operate a Solar Generation and Battery Storage Projects and Associated Facilities; (2) Authorization of Related Ratemaking Principles Including Accrual of an Allowance for Funds Used During Construction; (3) Authorization to Abandon the Cunningham Unit 2 Generating Facility; and (4) Other Associated Relief*, Docket No. 23-00252-UT (July 26, 2023) (Pending).

<sup>2</sup> NMSA 1978, Sections 62-1-1 to -7, 62-2-1 to -22, 62-3-1 to -5, 62-6-4 to -28, 62-8-1 to -13, 62-9-1 to -7, 62-13-1 to -16.

customers. SPS is a public utility in New Mexico as defined in PUA Section 62-3-3<sup>3</sup> and is subject to the jurisdiction and authority of the Commission.

2. A certified copy of SPS’s articles of incorporation is on file with the Commission.

3. SPS’s principal office in New Mexico is located at 111 East Fifth Street, Roswell, New Mexico 88201, and its principal corporate office is located at 790 S. Buchanan Street, 7th Floor, Amarillo, Texas 79101.

4. SPS is a wholly owned subsidiary of Xcel Energy Inc. (“Xcel Energy”), which is a holding company under Federal Energy Regulatory Commission (“FERC”) regulations adopted under the Public Utility Holding Company Act of 2005.<sup>4</sup> Xcel Energy owns several electric and natural gas utility operating companies, a regulated natural gas pipeline company, and three electric transmission companies.<sup>5</sup>

## II. AUTHORIZED REPRESENTATIVES AND SERVICE OF DOCUMENTS

5. SPS’s corporate representatives and attorneys who should receive all notices, pleadings, discovery requests and responses, and other documents related to this case are:

Brooke A. Trammell  
Kyle G. Ingham  
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<sup>3</sup> PUA § 62-3-3(G).

<sup>4</sup> 18 C.F.R. § 366.1.

<sup>5</sup> Xcel Energy is the parent company of four utility operating companies: Northern States Power Company, a Minnesota corporation; Northern States Power Company, a Wisconsin corporation; Public Service Company of Colorado, a Colorado corporation; and SPS. Xcel Energy’s natural gas pipeline company is WestGas InterState, Inc. Through a subsidiary, Xcel Energy Transmission Holding Company, LLC, Xcel Energy also owns three transmission-only operating companies: Xcel Energy Southwest Transmission Company, LLC; Xcel Energy Transmission Development Company, LLC; and Xcel Energy West Transmission Company, LLC, all of which are currently regulated by FERC.

Erika M. Kane  
 XCEL ENERGY SERVICES, INC.  
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### III. DESCRIPTION OF SPS'S RECOMMENDED PORTFOLIO

6. On November 28, 2022, SPS issued its All-Source RFP, which solicited resources to address SPS's projected capacity need in the 2024-2027 timeframe. At the time of SPS's All-Source RFP issuance, SPS was projecting a capacity need beginning in 2024 and through 2027. As shown in the table below, at the time that SPS evaluated the bids submitted in response to the RFP in the spring of 2023, SPS projected an accredited capacity need of 303 MW in 2026 and 606 MW in 2026 and 2027, respectively.<sup>6</sup> These projections reflected the Southwest Power Pool's increased planning reserve margin ("PRM") of 15%.

SPS Loads, Resources and Capacity Needs					
Line	Description	2024	2025	2026	2027
1	Accredited Capacity (MW)	5,342	5,335	5,080	4,840
2	Firm Load Obligation (MW)	4,332	4,580	4,680	4,735
3	Southwest Power Pool PRM (MW)	650	687	702	710
4	Capacity Need (MW)	4,982	5,267	5,383	5,446
5	<b>PRM Capacity Surplus or (Shortfall)</b>	<b>360</b>	<b>68</b>	<b>(303)</b>	<b>(606)</b>

<sup>6</sup> Accredited capacity refers to the amount of a resource's capacity that may be counted towards serving a utility's planned system peak demand. A resource's accredited capacity may be significantly lower than its nameplate capacity, which refers to the maximum generation capability of a unit.

7. SPS's capacity shortfall in 2026 and 2027 must be addressed through additional capacity. Accordingly, SPS sought resource bids to solve its capacity needs in 2026 and 2027 through the 2022 All-Source RFP. The 2022 All-Source RFP was open to all resource types and accepted firm proposals structured as build-transfers, LTPPAs, or SPS self-builds. SPS sought site-specific proposals to replace five generating units: (1) Plant X Unit 1, (2), Plant X Unit 2, (3) Cunningham Unit 1, (4) Cunningham Unit 2, and (5) Maddox Unit 2. All bidders were permitted to submit projects using SPS's interconnection rights associated with the retiring generation units. Additionally, SPS accepted proposals from any other new or existing generation facilities that had completed at least the Phase 2 studies of the Southwest Power Pool generator interconnection process to ensure any submitted project would be operational by the time the capacity would be needed in 2026 or 2027. SPS established an internal separation protocol between the SPS bid-evaluation team and the SPS self-build bid development team. The IE retained by SPS monitored the internal separation protocol and all communications between bidders and the bid-evaluation team. SPS self-build proposals were due February 24, 2023, and all other proposals were due February 27, 2023. SPS received and considered 78 proposals from five companies that proposed five technologies: natural gas, hydrogen, solar, wind, and BESS.

8. After the RFP concluded, SPS considered 49 proposals comprising 15 distinct projects that met the criteria for threshold review, and then ultimately made a final selection of proposals that make up its "Recommended Portfolio."

9. SPS's Recommended Portfolio consists of: (1) the SPS Solar Projects, which are three self-build solar projects with a total nameplate capacity of 418 MW and projected in-service dates of 2026 and 2027; (2) the SPS Battery Project, which is one self-build BESS with a capacity of 36 MW and a projected in-service date of 2026; and (3) the Borger LTPPA and the Wildcat

BESS LTPPA, with expected effective dates of 2024 and 2025, respectively. To ensure that SPS has the Cunningham Unit 2 capacity until the Cunningham 2 Solar Project is placed in service, SPS plans to extend the service life of its existing Cunningham Unit 2 gas generation from 2025 to 2027. Further, in order to have access to needed generation capacity through 2028 with a low incremental cost, SPS is planning to extend the service life of its existing Maddox Unit 2 from 2025 to at least 2028. The Recommended Portfolio is listed in the table below:

<b>Resource:</b>	<b>Structure:</b>	<b>Resource Type:</b>	<b>Maximum Capability:</b>	<b>Location:</b>	<b>Case No:</b>
Plant X1&2 Solar Project	Self-build	Solar	150 MW	Lamb County, Texas	23-00252-UT
Cunningham 1 Solar Project	Self-build	Solar	72 MW	Lea County, New Mexico	23-00252-UT
Cunningham 2 Solar Project	Self-build	Solar	196 MW	Lea County, New Mexico	23-00252-UT
Cunningham 1 Battery	Self-build	BESS	36 MW	Lea County, New Mexico	23-00252-UT
Borger LTPPA	LTPPA	Natural gas	230 MW	Hutchinson County, Texas	23-00384-UT
Wildcat BESS LTPPA	LTPPA	BESS	48 MW	Cochran County, Texas	23-00384-UT
Cunningham Unit 2	Service-life extension	Natural gas	183 MW	Lea County, New Mexico	N/A
Maddox Unit 2	Service-life extension	Natural gas	61 MW	Lea County, New Mexico	N/A

10. SPS’s Recommended Portfolio will ensure that SPS can provide its customers with sufficient low-cost generation capacity from a diverse resource mix and meet Southwest Power Pool’s required minimum PRM requirement through 2027. As presented in this Application, the LTPPAs will deliver 278 MW of dispatchable gas and battery capacity and energy to meet SPS’s earliest capacity needs as well as serve customers into the future. The LTPPAs provide additional

dispatchable resources which complement the economic and capacity benefits of the SPS Solar Projects.

11. SPS is seeking approval of the self-build solar and battery projects in Case No. 23-00252-UT, which is currently pending.

#### **IV. SPS'S REQUEST FOR LTPPA APPROVALS**

12. On November 10, 2023, SPS executed the Borger LTPPA with Borger Energy Associates LLC for 230 MW from natural gas cogeneration facility located in Hutchison County. The 15-year natural gas PPA provides 230 MW of much needed capacity for SPS's customers from an existing and currently operating natural gas cogeneration facility ("Borger Facility") with a guaranteed heat rate. Under the Borger LTPPA, SPS will acquire all of the Borger Facility's capacity at a fixed price in the first operation year of the contract, escalating each commercial operation year through the fifteenth year. SPS will also have the option to purchase energy generated by the Borger Facility by paying for the actual cost of energy (adjusted by a guaranteed heat rate) plus the associated variable operations and maintenance ("O&M") expenses. The Borger LTPPA fixes the cost of variable O&M in the first commercial operation year, escalating each commercial operation year until year 15. SPS has no obligation to purchase energy under the LTPPA unless it is approved by the Commission. SPS included a copy of the Borger LTPPA as Attachment JLB-3(CONF) to the Direct Testimony of SPS witness John L. Bornhofen. Please refer to Mr. Bornhofen's testimony for a more detailed description of the Borger LTPPA.

13. SPS currently contracts for electricity from the Borger Facility under an existing PPA that expires in 2026. While there are updated terms in the new proposed 15-year Borger LTPPA, the existing Borger LTPPA has been consistently reviewed and approved in all past SPS

Texas fuel reconciliation proceedings in which LTPPA costs were incurred in the reconciliation periods. As a currently operating facility, the proposed 15-year Borger LTPPA presents minimal project deliverability risk and has been effectively negotiated with a counterparty with which SPS has a longstanding relationship.

14. On November 10, 2023, SPS executed the Wildcat BESS LTPPA with Wildcat for a 48 MW, four-hour BESS. Wildcat will build this battery at the existing Wildcat Ranch Wind Project in Cochran County, Texas. The Wildcat LTPPA provides necessary capacity for SPS's customers, has been negotiated with a counterparty who has delivered LTPPA battery storage projects in other Xcel Energy operating company jurisdictions, is located at an existing wind facility, and will be interconnected to SPS's system under beneficial surplus interconnection rights at its point of interconnection. The LTPPA will be in effect for a period of 15 years from commencement of energy delivery. SPS has no obligation to purchase energy under the LTPPA unless it is approved by the Commission.

15. Under the Wildcat BESS LTPPA, SPS will purchase contract capacity at a fixed price during the term. SPS is entitled to the entire nameplate capacity of 48 MWs. The fixed capacity price includes the equivalent of 250 charge and discharge cycles annually, which equates to 48,000 MWhs of injected energy (the "Annual Throughput Limit") into the SPS system. If SPS's annual discharges exceed the Annual Throughput Limit, SPS must pay Wildcat an Excess Throughput Charge. The charges also include an Excess Throughput Charge for the first 4,800 MWh in excess of the Annual Throughput Limit. There is also a charge for any excess throughput beyond 4,800 MWh up to 22,080 MWh. Excess throughput beyond 22,080 MWh is prohibited. If SPS uses less than the Annual Throughput Limit in any single year, SPS can bank up to 4,800 MWhs of unused throughput from that year; if SPS projects it will use more than the Annual



Throughput Limit it may borrow up to 4,800 MWhs from a subsequent year. SPS is also required to maintain an average annual State of Charge each year below 50%. If SPS exceeds an average State of Charge of 50.1% upon the conclusion of any year, then SPS is subject to a charge. A copy of the Wildcat BESS LTPPA is included as Attachment JLB-4(CONF) to the Direct Testimony of Mr. Bornhofen. Please refer to Mr. Bornhofen's testimony for a more detailed description of the Wildcat BESS LTPPA.

16. As discussed in the direct testimony of SPS witnesses Brooke A. Trammell and Ben E. Eley, the Borger LTPPA and Wildcat BESS LTPPA are key components of SPS's Recommended Portfolio, and they are necessary to meet SPS's firm load obligation and comply with the Southwest Power Pool's PRM requirement.

17. This application for approval of the Borger LTPPA and the Wildcat BESS LTPPA has been timely filed within 30 days after execution, in accordance with Rule 551.8(B).

18. In addition, SPS requests approval to recover the New Mexico retail jurisdictional allocated share of energy costs associated with the LTPPAs through SPS's Fuel and Purchased Power Cost Adjustment Clause ("FPPCAC") in accordance with Rule 550. The total energy cost for the LTPPAs will be proportionally allocated among SPS's three jurisdictions (New Mexico retail, Texas retail, and wholesale).

19. Finally, SPS is seeking approval to share in the margins from off-system sales made from the Wildcat BESS. The Wildcat BESS will provide SPS the opportunity to charge the battery with energy from the Southwest Power Pool market at times of lower energy prices, store that energy, and then discharge the battery at times of higher energy prices, resulting in fuel savings for customers. SPS must deploy a specific operational strategy to ensure that the Wildcat BESS is

operated to the maximum benefit possible. SPS has proposed similar treatment for off-system sales made from the self-build BESS project proposed in Case No. 23-00252-UT.

**V. NOTICE AND PROCEDURAL REQUIREMENTS**

20. SPS is serving a copy of this filing on the Commission Staff, the New Mexico Attorney General, and all parties in SPS’s most recent base rate case (Case No. 22-00286-UT) in accordance with Rule 551.8(C).<sup>7</sup> Additionally, SPS will publish notice of the filing of the Application in accordance with 17.1.2.9(D) NMAC.

21. SPS’s proposed form of notice is attached to the Application as Exhibit A.

**VI. MISCELLANEOUS ISSUES**

22. In support of its Application, SPS is concurrently filing the direct testimony of the following witnesses who discuss the matters described below:

<b>Witness:</b>	<b>Area of Testimony:</b>
Brooke A. Trammell	Provides an overview of the two LTPPAs as part of the Recommended Portfolio and the compliance with the statutory requirements of Rule 551.8 and the need served by the capacity and energy SPS will acquire pursuant to the LTPPAs. Ms. Trammell specifically addresses requirements set forth in Rule 551.8(D)(6)-(10).
Ben R. Elsey	Discusses SPS’s need for additional generating capacity and the process for selecting the LTPPAs as part of the All-Source RFP. Mr. Elsey provides a brief recap of the RFP timeline, solicitation documents, bid evaluation criteria and process, and the role of the Independent Evaluator (“IE”); discusses the process for selecting the LTPPAs as part of the All-Source RFP as well as their costs and benefits. Mr. Elsey specifically addresses the requirements set forth in Rule 551.8(D)(6), (8) – (10).
John L. Bornhofen	Describes the terms of LTPPAs, the contract negotiation process, the associated facilities and construction timelines, the terms of the LTPPAs, provisions related to non-performance under the LTPPAs, and transmission interconnection costs. Mr. Bornhofen specifically discusses the requirements set forth in Rule 551.8(D)(1) – (3), (5).
Ian Feters	Addresses cost recovery of the energy and capacity costs SPS will incur under the LTPPAs on a total company basis. Mr. Feters also discusses allocation of Total

<sup>7</sup> All current parties to Case No. 23-00252-UT were also intervenors in Case No. 22-00286-UT.

Witness:	Area of Testimony:
	Company LTPPA costs to SPS's New Mexico retail jurisdiction. Mr. Fetters specifically addresses the requirements set forth in Rule 551.8(D)(4).

## VII. CONCLUSION

For the reasons set out in this Application and the accompanying testimony, SPS respectfully requests the Commission grant the following relief: (A) authorize SPS to enter into the Borger and Wildcat BESS LTPPAs; (B) authorize SPS to recover through its FPPCAC the New Mexico retail jurisdictional share of the variable O&M and energy costs under the Borger and Wildcat BESS LTPPAs; (C) approval for SPS to return 90% of the margins from off-system sales made from Wildcat BESS to customers and to retain 10% of those margins; and (D) granting to SPS all other approvals, authorizations, waivers, or variances that the Commission determines are necessary to implement and effectuate the other relief granted in this case.

Respectfully submitted,

*/s/ Dana S. Hardy*

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ATTORNEYS FOR SOUTHWESTERN PUBLIC SERVICE COMPANY

Exhibit A

**BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION**

IN THE MATTER OF SOUTHWESTERN )  
PUBLIC SERVICE COMPANY’S )  
APPLICATION REQUESTING APPROVAL )  
OF TWO LONG TERM PURCHASED )  
POWER AGREEMENTS, )  
SOUTHWESTERN PUBLIC SERVICE )  
COMPANY, )  
APPLICANT. )

CASE NO. 23-00384-UT

**PROPOSED NOTICE TO CUSTOMERS**

NOTICE IS HEREBY GIVEN that:

1. On November 21, Southwestern Public Service Company (“SPS”) filed an application with the New Mexico Public Regulation Commission (“Commission”) requesting the Commission approve two long-term purchased power agreements (“LTPPAs”) pursuant to Rule 17.9.551 of the New Mexico Administrative Code (“Rule 551”). SPS has determined that it requires additional generation resources starting in 2024 to meet SPS’s projected load growth and the Southwest Power Pool’s Planning Reserve Margin. Accordingly, SPS issued a competitive all-source request for proposals (“All-Source RFP”) in 2022-2023. Through that All-Source RFP, SPS selected a portfolio of resources, including two LTPPAs for dispatchable energy (“LTPPAs”). The LTPPAs are the subject of this proceeding. SPS is seeking approval for the other resources in the portfolio in a separate proceeding in front of the Commission.

2. Specifically, SPS’s application requests that the Commission approve the following requests:

A. Approve a LTPPA with Borger Energy Associates, LLC (“Borger”) for the purchase of 230 megawatts (MW) of natural gas generation from a cogeneration facility in Hutchison County, Texas (“Borger LTPPA”). The Borger LTPPA will provide dispatchable power beginning on the first day of the second month after the LTPPA's approval by both the Commission and the Public Utility Commission of Texas and continue for 15 years. The Borger LTPPA would replace an existing LTPPA for generation from the Borger Station that is set to expire in 2026. The LTPPAs have a combined

## Exhibit A

levelized cost of capacity of \$8.44/kW-month. The Borger LTPPA has a \$31.31/MWh levelized cost of energy, which includes both variable operations and maintenance expenses (“O&M”) and fuel.

- B. Approve a LTPPA with Wildcat Ranch Energy Storage, LLC (“Wildcat”) to acquire power from a 48-MW, 4-hour battery energy storage system (“BESS”) beginning no later than December 31, 2025 and continuing for 15 years (“Wildcat BESS LTPPA”). The BESS will be constructed in Cochran County, Texas, and will be collocated with the existing Wildcat wind farm; and
- C. Grant SPS such other approvals, authorizations, and relief as the Commission deems necessary and proper to allow SPS to implement and effectuate the relief in the final order issued in this case.

3. By order issued in this case on \_\_\_\_\_, 202\_, the Hearing Examiner established the following procedural schedule and requirements for this case:

- A. Any person desiring to become a party to this case must file with the Commission’s records department at [prc.records@state.nm.us](mailto:prc.records@state.nm.us) a Motion for Leave to Intervene in conformity with Rules 1.2.2.23(A) and 1.2.2.23(B) NMAC on or before \_\_\_\_\_, 2024. All motions for leave to intervene shall be served on all existing parties and other proposed intervenors of record. A copy shall also be emailed to the Hearing Examiner at \_\_\_\_\_ in Microsoft Word format.
- B. The Commission’s Utility Division Staff shall, and any intervenors may, file direct testimony on or before \_\_\_\_\_, 2024.
- C. Rebuttal testimony may be filed on or before \_\_\_\_\_, 2024.
- D. For direct testimony, any motions in limine, motions to strike testimony, or other prehearing motions shall be filed on or before \_\_\_\_\_, 2024. Responses to such motions shall be filed on or before \_\_\_\_\_, 2024.
- E. For rebuttal testimony, any motions in limine, motions to strike testimony, and other prehearing motions shall be filed on or before \_\_\_\_\_, 2024. Responses to such motions shall be filed on or before \_\_\_\_\_, 2024.

## Exhibit A

- F. A public hearing will be held, if necessary, beginning at on \_\_\_\_\_, 2024, and will continue through \_\_\_\_\_, 2024, as determined to be necessary by the Hearing Examiner. Each hearing session shall commence at \_\_\_\_\_ Mountain Time (“MT”) unless otherwise ordered.
- G. Based on present conditions and logistical issues, the Hearing Examiner has concluded that it will be necessary to conduct any public hearing via the Zoom videoconference platform. Access to and participation in the public hearing shall be limited to party participants (i.e., counsel and witnesses), the Commissioners, and other essential Commission personnel. Any Zoom hearing will be livestreamed through YouTube and will be displayed on the Commission’s website at <https://www.nm-prc.org>. Persons not participating in the evidentiary hearing as an attorney or witness may view the hearing on the Commission’s website and shall not join the hearing via Zoom except to provide oral comments as allowed in paragraph 7 below.

4. The Commission’s Rules of Procedure (Rule 1.2.2 NMAC) shall apply in this case except as modified by order of the Commission or Hearing Examiner. A copy of such Rules may be obtained from the offices of the Commission and are available online at the official NMAC website: <https://www.srca.nm.gov/nmac-home/nmac-titles/>.

5. Interested persons who are not affiliated with a party may make oral or written comments in accordance with Rule 1.2.2.23(F) NMAC without becoming an intervenor. Oral comments shall be taken at the beginning of the evidentiary hearing on \_\_\_\_\_, 2024, and commenters shall be limited to three minutes per comment. Written public comments may be submitted before the Commission takes final action in this proceeding by sending the comment, which shall reference Case No. 23-00384-UT, to [prc.records@state.nm.us](mailto:prc.records@state.nm.us). In accordance with Rule 1.2.2.23(F) NMAC, oral or written comments shall not be considered as evidence in this proceeding.

6. SPS’s Application, together with supporting pre-filed direct testimony, any exhibits, and related papers, may be examined by any interested person online at the Commission’s website at <https://edocket.nmprc.state.nm.us>, in person at the offices of SPS or the Commission at the following addresses, or by calling SPS at 1-800-895-4999 during normal business hours. All inquiries or written comments should reference Case No. 23-00384-UT.

## Exhibit A

Mike McLeod, Manager Community Relations  
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Post Office Box 1937  
Roswell, New Mexico 88201  
(575) 625-5499 or 1-800-895-4999

Brooke Trammell, Regional Vice President, Regulatory & Pricing  
Southwestern Public Service Company  
790 S. Buchanan Street, 7th Floor  
Amarillo, Texas 79101  
Office: (806) 513-1436

Records Management Bureau  
New Mexico Public Regulation Commission  
P.O. Box 1269  
Santa Fe, New Mexico 87504-1269  
(505) 827-6956

7. Anyone filing pleadings, testimony, or other documents in this case shall (1) serve copies on all parties of record and the Commission Staff via email on the date they are filed with the Commission and (2) comply with the Commission's Electronic Filing Policy, as amended from time to time. The Electronic Filing Policy requires all filings to be made by emailing the filing in PDF format and with electronic signatures to [prc.records@state.nm.us](mailto:prc.records@state.nm.us) within the regular business hours of the due date to be considered timely filed. Documents received after regular business hours will be considered filed the next business day. Regular business hours are 8:00 a.m.–5:00 p.m. MT. All filings shall also be sent to the Hearing Examiner at \_\_\_\_\_ and shall include versions created in Microsoft Word or other applicable native formats if available.

8. The procedural dates and requirements currently set in this case are subject to further order of the Commission or the Hearing Examiner. Interested persons should contact the Commission at (505) 690-4191 or [ana.kippenbrock@prc.nm.gov](mailto:ana.kippenbrock@prc.nm.gov) for confirmation of the hearing date, time, and place because hearings are occasionally rescheduled or canceled if deemed not required in the discretion of the Hearing Examiner or the Commission.

9. Any person filing prepared testimony consistent with Rule 1.2.2.35(I) NMAC on behalf of a party shall attend the hearing and submit to examination under oath. No person shall testify at the hearing unless that person has pre-filed testimony.

10. Additional details regarding this proceeding and its procedural requirements are set forth in the Hearing Examiner's \_\_\_\_\_, 202\_\_ Procedural Order.

**Exhibit A**

11. Any person with a disability requiring special assistance to participate in this proceeding should contact the Commission at 505-827-4500 at least 24 hours prior to the commencement of the hearing.

**ISSUED** at Santa Fe, New Mexico, this \_\_\_\_ day of \_\_\_\_\_, 202\_\_.

**NEW MEXICO PUBLIC REGULATION COMMISSION**

\_\_\_\_\_  
**Hearing Examiner**



**BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION**

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SOUTHWESTERN PUBLIC SERVICE )  
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) )  
APPLICANT. )**

**CASE NO. 23-00384-UT**

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of *Southwestern Public Service Company’s Application and the Direct Testimony of Brooke A. Trammell, Ben R. Elsey, John L. Bornhofen and Ian C. Fetters* was electronically sent to each of the following on this 21<sup>st</sup> day of November 2023:

<b>SPS</b>	
Dana S. Hardy	dhardy@hinklelawfirm.com;
Timothy B. Rode	trode@hinklelawfirm.com;
Brooke Trammell	Brooke.A.Trammell@xcelenergy.com;
Cindy Baeza	Cindy.Baeza@xcelenergy.com;
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