
24-00266-UT - Order Setting Prehearing Conference

From Kippenbrock, Ana, PRC <Ana.Kippenbrock@prc.nm.gov>

Date Wed 11/6/2024 3:52 PM

To tmd@jkwlawyers.com <tmd@jkwlawyers.com>; bjh@jkwlawyers.com <bjh@jkwlawyers.com>; jth@jkwlawyers.com <jth@jkwlawyers.com>; anita.hart@nmgco.com <anita.hart@nmgco.com>; gerald.weseen@nmgco.com <gerald.weseen@nmgco.com>; nicole.strauser@nmgco.com <nicole.strauser@nmgco.com>; brian.buffington@nmgco.com <brian.buffington@nmgco.com>; dominic.martinez@nmgco.com <dominic.martinez@nmgco.com>; william.szubielski@emera.com <william.szubielski@emera.com>; allison.donnelly@emera.com <allison.donnelly@emera.com>; rachel.wojcik@emera.com <rachel.wojcik@emera.com>; ralvidrez@mstlaw.com <ralvidrez@mstlaw.com>; rgifford@wbklaw.com <rgifford@wbklaw.com>; wdubois@wbklaw.com <wdubois@wbklaw.com>; peter@thegouldlawfirm.com <peter@thegouldlawfirm.com>; kelly@thegouldlawfirm.com <kelly@thegouldlawfirm.com>; office@thegouldlawfirm.com <office@thegouldlawfirm.com>; Gideon Elliot <GElliot@nmdoj.gov>; moropeza@nmdoj.gov <moropeza@nmdoj.gov>; jbarrett@nmdoj.gov <jbarrett@nmdoj.gov>

Cc Records, PRC, PRC <PRC.Records@prc.nm.gov>; Hurst, Elizabeth, PRC <Elizabeth.Hurst@prc.nm.gov>

 1 attachments (357 KB)

24-00266-UT - 11-6-24- ECH- Order Setting Prehearing Conference.pdf;

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

IN THE MATTER OF THE APPLICATION OF NEW)
MEXICO GAS COMPANY, INC.; EMERA INC.,)
EMERA U.S. HOLDINGS INC.; NEW MEXICO GAS)
INTERMEDIATE, INC.; TECO HOLDINGS, INC.;)
TECO ENERGY, LLC; BCP INFRASTRUCTURE FUND)
II, LP; BCP INFRASTRUCTURE FUND II-A, LP; BCP)
INFRASTRUCTURE FUND II GP, LP; SATURN)
UTILITIES, LLC; SATURN UTILITIES HOLDCO,)
LLC; SATURN UTILITIES AGGREGATOR, LP;)
SATURN UTILITIES AGGREGATOR GP, LLC;)
SATURN UTILITIES TOPCO, LP; AND SATURN)
UTILITIES TOPCO GP, LLC FOR THE ACQUISITION)
OF TECO ENERGY LLC, AND FOR ALL OTHER)
APPROVALS AND AUTHORIZATIONS REQUIRED TO)
CONSUMMATE AND IMPLEMENT THE)
ACQUISITION)

Docket No. 24-00266-UT

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

IN THE MATTER OF THE APPLICATION OF	)	
NEW MEXICO GAS COMPANY, INC.; EMERA INC.,	)	
EMERA U.S. HOLDINGS INC.; NEW MEXICO GAS	)	
INTERMEDIATE, INC.; TECO HOLDINGS, INC.;	)	
TECO ENERGY, LLC; BCP INFRASTRUCTURE	)	
FUND II, LP; BCP INFRASTRUCTURE FUND II-A,	)	
LP; BCP INFRASTRUCTURE FUND II GP, LP;	)	
SATURN UTILITIES, LLC; SATURN UTILITIES	)	Docket No. 24-00266-UT
HOLDCO, LLC; SATURN UTILITIES	)	
AGGREGATOR, LP; SATURN UTILITIES	)	
AGGREGATOR GP, LLC; SATURN UTILITIES	)	
TOPCO, LP; AND SATURN UTILITIES TOPCO GP,	)	
LLC FOR THE ACQUISITION OF TECO ENERGY	)	
LLC, AND FOR ALL OTHER APPROVALS AND	)	
AUTHORIZATIONS REQUIRED TO CONSUMMATE	)	
AND IMPLEMENT THE ACQUISITION	)	

ORDER SETTING PREHEARING CONFERENCE

THIS MATTER comes before Elizabeth C. Hurst, Hearing Examiner for the New Mexico Public Regulation Commission (“Commission”), upon the Joint Application of New Mexico Gas Company, Inc.; Emera Inc., Emera U.S. Holdings Inc.; New Mexico Gas Intermediate, Inc.; Teco Holdings, Inc.; Teco Energy, LLC; BCP Infrastructure Fund II, LP; BCP Infrastructure Fund II-A, LP; BCP Infrastructure Fund II GP, LP; Saturn Utilities, LLC; Saturn Utilities Holdco, LLC; Saturn Utilities Aggregator, LP; Saturn Utilities Aggregator GP, LLC; Saturn Utilities Topco, LP; and Saturn Utilities Topco GP, LLC for the Acquisition of Teco Energy LLC, and for all other approvals and authorizations required to consummate and implement such acquisition, and upon the Commission’s Order Appointing Hearing Examiner issued on November 1, 2024.

Being duly informed, the Hearing Examiner **FINDS** and **CONCLUDES** that a prehearing conference should be convened to discuss procedural and matters.

It is therefore **ORDERED**:

1. A prehearing conference shall be held beginning at 10:00 a.m. on November 20, 2024. The prehearing conference shall be held via the Zoom videoconferencing platform.

2. Attorneys, potential parties, and Staff interested in attending the prehearing conference should send an email request to the Hearing Examiner at Elizabeth.Hurst@prc.nm.gov to receive an invitation to the Zoom videoconference by November 15, 2024, at noon. The Zoom invitation information shall not be shared.

3. Prior to the prehearing conference, counsel for New Mexico Gas Company (NMGC or Company) shall confer with the prospective parties and attempt to reach agreement on a proposed schedule.

4. By close of business on Friday, November 8, 2024, NMGC shall e-mail the Hearing Examiner and all persons to whom this Order has been delivered the proposed notice to customers attached to the Application in Microsoft Word.

5. On or before close of business on Wednesday, November 13, 2024, Staff and any other person proposing revisions to the Company's proposed form of notice shall e-mail a red-lined (legislative formatted) version of the proposed notice to the Hearing Examiner and all persons to whom this Order has been sent as reflected in the Certificate of Service.

6. NMGC shall be prepared at the prehearing conference to specify by what date(s) it will be able to: (1) send the notice to its customers and also propose the most effective method(s) of delivery of the notice to all customers; and (2) publish the notice in relevant newspapers of general circulation to be determined at the prehearing conference, assuming for purposes of the foregoing that NMGC receives the Hearing Examiner's issued notice by November 27, 2024.

7. By no later than close of business on Monday, November 18, 2024, counsel for NMGC shall e-mail the Hearing Examiner its proposed procedural schedule and shall state in such email the positions of Staff and any intervenors and known potential parties on the proposed schedule.

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

Order Setting Prehearing Conference

Case No. 24-00266-UT

8. The caption atop this Order shall be the official caption for this matter. Henceforth, all party pleadings shall reflect that caption.

9. Anyone wishing to be removed from the service list should send an email request to the Hearing Examiner asking to be removed.

ISSUED under the seal of the Commission at Santa Fe, New Mexico this 6th day of November, 2024.

NEW MEXICO PUBLIC REGULATION COMMISSION



Elizabeth C. Hurst

Elizabeth C. Hurst
Hearing Examiner
elizabeth.hurst@prc.nm.gov

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

IN THE MATTER OF THE APPLICATION OF NEW)
MEXICO GAS COMPANY, INC.; EMERA INC., EMERA)
U.S. HOLDINGS INC.; NEW MEXICO GAS)
INTERMEDIATE, INC.; TECO HOLDINGS, INC.; TECO)
ENERGY, LLC; BCP INFRASTRUCTURE FUND II, LP;)
BCP INFRASTRUCTURE FUND II-A, LP; BCP)
INFRASTRUCTURE FUND II GP, LP; SATURN)
UTILITIES, LLC; SATURN UTILITIES HOLDCO, LLC;) **Docket No. 24-00266-UT**
SATURN UTILITIES AGGREGATOR, LP; SATURN)
UTILITIES AGGREGATOR GP, LLC; SATURN)
UTILITIES TOPCO, LP; AND SATURN UTILITIES)
TOPCO GP, LLC FOR THE ACQUISITION OF TECO)
ENERGY LLC, AND FOR ALL OTHER APPROVALS)
AND AUTHORIZATIONS REQUIRED TO)
CONSUMMATE AND IMPLEMENT THE)
ACQUISITION)

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date I sent a true and correct copy of the foregoing
Order Setting Prehearing Conference to the parties and potential parties listed below.

JOINT APPLICANTS	
Thomas M. Domme	tmd@jkwlawyers.com;
Brian Haverly	bjh@jkwlawyers.com;
Julianna T. Hopper	jth@jkwlawyers.com;
Anita L. Hart	anita.hart@nmgco.com;
Gerald Weseen	gerald.weseen@nmgco.com;
Nicole V. Strauser	nicole.strauser@nmgco.com;
Brian Buffington	brian.buffington@nmgco.com;
Dominic Martinez	dominic.martinez@nmgco.com
William Szubielski	william.szubielski@emera.com
Allison Donnelly	allison.donnelly@emera.com
Rachel Wojcik	rachel.wojcik@emera.com
Richard L. Alvidrez	ralvidrez@mstlaw.com
Raymond Gifford	rgifford@wbklaw.com
William DuBois	wdubois@wbklaw.com
New Mexico AREA	
Peter J. Gould	peter@thegouldlawfirm.com;
Kelly Gould	kelly@thegouldlawfirm.com;
Katrina Reid	office@thegouldlawfirm.com;
New Mexico Department of Justice	
Gideon Elliot	gelliot@nmdoj.gov;

Maria Oropeza	moropeza@nmdoj.gov;
Jocelyn Barrett	jbarrett@nmdoj.gov;
Doug Gegax	dgegax@nmsu.edu;
Andrea Crane	ctcolumbia@aol.com;
New Energy Economy	
Mariel Nanasi	mariel@seedsbeneaththesnow.com;
Western Resource Advocates	
Cydney Beadles	cydney.beadles@westernresources.org;
Caitlin Evans	caitlin.evans@westernresources.org;
Coalition for Clean Affordable Energy	
Cara R. Lynch	lynch.cara.NM@gmail.com;
Charles De Saillan	desaillan.ccae@gmail.com;
Incorporated County of Los Alamos	
Daniel A. Najjar	dnajjar@virtuelaw.com;
Philo Shelton	philo.shelton@lacnm.us;
Ben Olbrich	ben.olbrich@lacnm.us;
Federal Executive Agencies	
Peter Meier	peter.meier@hq.doe.gov;
Paige Anderson	paige.anderson@hq.doe.gov;
Saul J. Ramos	saul.ramos@nnsa.doe.gov;
Dwight Etheridge	detheridge@exeterassociates.com;
NMPRC – Utilities Staff	
Elisha Leyba-Tercero	elisha.leyba-tercero@prc.nm.gov;
John Bogatko	John.Bogatko@prc.nm.gov;
Marc Tupler	marc.tupler@prc.nm.gov;
Bamadou Ouattara	bamadou.ouattara@prc.nm.gov;
Jonah Mauldin	jonah.mauldin@prc.nm.gov;
Gabriella Dasheno	gabriella.dasheno@prc.nm.gov;
Angelique Herrera	angelique.herrera@prc.nm.gov;
Ed Rilkoff	ed.rilkoff@prc.nm.gov;
Timothy Martinez	timothy.martinez@prc.nm.gov;
Elizabeth Ramirez	elizabeth.ramirez@prc.nm.gov;
Peggy Martinez-Rael	peggy.martinez-Rael@prc.nm.gov;
Naomi Velasquez	naomi.velasquez1@prc.nm.gov;
Daren Zigich	daren.zigich@prc.nm.gov;
Edison Jimenez	edison.jimenez@prc.nm.gov;
Orland Whitney	orland.whitney@prc.nm.gov;
PRC General Counsel Division	
Scott Cameron	scott.cameron@prc.nm.gov;
LaurieAnn Santillanes	laurieann.santillanes@prc.nm.gov;
Alejandro Rettig y Martinez	alejandro.martinez@prc.nm.gov;
Russell Fisk	Russell.fisk@prc.nm.gov;

DATED this 1st day of November, 2024.

NEW MEXICO PUBLIC REGULATION COMMISSION

Ana Kippenbrock

Ana C. Kippenbrock, Law Clerk