

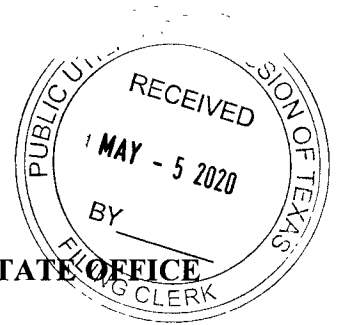
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SOAH DOCKET NO. 473-20-2278  
PUC DOCKET NO. 50277



APPLICATION OF EL PASO  
ELECTRIC COMPANY TO AMEND  
ITS CERTIFICATE OF  
CONVENIENCE AND NECESSITY  
FOR AN ADDITIONAL  
GENERATING UNIT AT THE  
NEWMAN GENERATING STATION  
IN EL PASO COUNTY AND THE  
CITY OF EL PASO

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BEFORE THE STATE OFFICE  
OF  
ADMINISTRATIVE HEARINGS

**TEXAS INDUSTRIAL ENERGY CONSUMERS' STATEMENT OF POSITION**

Texas Industrial Energy Consumers (TIEC) files this statement of position. TIEC takes the position that El Paso Electric Company (EPE) has the burden of proving that its proposed plant is necessary for the service, accommodation, convenience, or safety of the public. TIEC notes that it is particularly important that EPE be held to this burden given the economic uncertainty caused by the ongoing COVID-19 pandemic. TIEC reserves the right to take additional positions and supplement this statement as the case unfolds. TIEC also reserves the right to participate in the hearing and to take positions based on the evidence.

Respectfully submitted,

THOMPSON & KNIGHT LLP

/s/ James Z. Zhu

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**ATTORNEYS FOR TEXAS INDUSTRIAL  
ENERGY CONSUMERS**

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### **CERTIFICATE OF SERVICE**

I, James Zhu, Attorney for TIEC, hereby certify that a copy of TIEC's Statement of Position was served on all parties of record in this proceeding on this 5<sup>th</sup> day of May, 2020 by facsimile, electronic mail and/or First Class, U.S. Mail, Postage Prepaid.

/s/ James Z. Zhu

James Z. Zhu