

BEFORE THE NEW MEXICO PUBLIC REGULATION COMMISSION

**IN THE MATTER OF NEW MEXICO GAS COMPANY,)
INC.'S APPLICATION FOR AN EXPEDITED VARIANCE)
APPROVING ITS PLAN FOR RECOVERY OF THE GAS)
COSTS RELATED TO THE 2021 WINTER EVENT)
NEW MEXICO GAS COMPANY, INC.,) **CASE NO. 21-_____-UT**
Applicant.)
_____)**

NOTICE OF PROCEEDING

Notice is hereby given by the New Mexico Public Regulation Commission (“Commission”) of the following:

On April 16, 2021 New Mexico Gas Company, Inc. (“NMGC”) filed with the Commission an Application pursuant to 17.10.640.12(F) NMAC, 17.10.640.14 NMAC and 17.10.640.15 NMAC, requesting a variance from NMGC’s First Revised Rule No. 25 – Rate Rider No. 4 Details (“Rule No. 25”), NMGC’s Original Rider No. 1-4 Rate Rider No. 4 – Cost of Gas Component (“Rider No. 4”), and 17.10.640.13 NMAC in order to allow NMGC to change the methodology by which it may recover the increased cost of gas incurred by the Company during February 2021 under extraordinary circumstances that will materially impact the cost of gas in NMGC’s Commission-approved Purchase Gas Adjustment Clause (“PGAC”).

NMGC’s PGAC mechanism is the way NMGC normally collects the commodity cost of natural gas provided to its customers. As a result of an extraordinary spike in natural gas costs which occurred between February 13 and February 18, 2021 during the storm that hit the Southwestern United States, NMGC paid extraordinarily high prices for natural gas to serve its customers.

This Application for Variance filed by NMGC seeks to extend the time period over which NMGC would collect the extraordinary gas costs incurred in February 2021, in an effort to

decrease the impact of these extraordinary costs on customers' monthly bills from what would be experienced by customers if these extraordinary costs were recovered completely within the 2021 PGAC year.

Any interested person may inspect the Application filed in this case on NMGC's website (nmgco.com) or access the Commission's website at <https://edocket.nmprc.state.nm.us>.

The procedural schedule for this case is as follows:

A. NMGC shall immediately post the approved Notice on its website, and shall as soon as possible publish the approved Notice once in the *Albuquerque Journal*, which is a newspaper of general circulation in the state of New Mexico.

B. A public hearing in this case is set to commence at 9:00 am on [DATE] via the Zoom video conference platform to hear and receive evidence, arguments, and any other appropriate matters relevant to this case. The hearing may be vacated, and the Commission may approve the Application without a formal hearing if it is determined, that good cause exists to approve or deny the Application without a formal hearing.

C. Any person who desires to become a party to this case must file a Motion for Leave to Intervene, pursuant to 1.2.2.23 NMAC, by [DATE]. Any protests to the Application shall be set forth in a motion for leave to intervene.

D. The Commission's Utility Division Staff shall, and any intervener may, direct testimony or a verified statement of position on the Application on or before [DATE].

E. Any rebuttal testimony or response to verified statement of position shall be filed on or before [DATE].

F. The Commission has assigned Case No. 21- -UT to this proceeding and all inquiries or written comments concerning this proceeding should refer to that case number.

G. The procedural dates and requirements provided herein are subject to further Order of the Commission or the Hearing Examiner. Interested persons should contact the Commission for confirmation of the dates contained herein since deadlines are occasionally rescheduled.

H. The Commission's Procedural rules, at 1.2.2 NMAC, shall apply to this case except as modified by Order of the Commission or Hearing Examiner.

I. Any interested party may make written or oral comment pursuant to 1.2.2.23(F) NMAC without intervening. Such comment will not be considered as evidence admitted in this case.

J. Any person may examine NMGC's filing together with any exhibits and related papers that may be filed in this case by contacting NMGC at (505) 697-3831, or electronically on the Commission's "edocket" portal at <https://edocket.nmprc.state.nm.us>.

K. Any person filing pleadings or testimony shall serve copies via e-mail on all parties, Commission, Staff, and the below Hearing Examiner at [INSERT]. Any person whose testimony has been pre-filed shall attend the hearing and submit to examination under oath.

L. Regardless of whether or not the Commission determines a public hearing is required, a public comment period shall occur at the beginning of the Commission's open meeting for members of the public who are not protestors or intervenors to comment on the proposed Application. Public comment shall be taken orally at the commencement of the of the Commission's regular open meeting. Persons interested in providing public comment must request a Zoom invitation by emailing at Isaac.Sullivan-Leshin@state.nm.us. Public comments shall be limited to 3 minutes per speaker unless extended by the Commission. Pursuant to 1.2.2.23(F) NMAC, public comment shall not be considered as evidence in this case. Interested persons may also submit written comments, which shall reference NMPRC Case No. [INSERT], to the Commission via its Records Bureau's email address at: prc.records@state.nm.us. However, as

noted above, pursuant to 1.2.2.23(F) NMAC, such comments will not be considered as evidence in this proceeding.

ANY PERSON WITH A DISABILITY REQUIRING SPECIAL ASSISTANCE IN ORDER TO PARTICIPATE IN THIS PROCEEDING SHOULD CONTACT THE COMMISSION AT (505) 827-4500 AT LEAST 24 HOURS PRIOR TO THE COMMENCEMENT OF ANY HEARING.

ISSUED at Santa Fe, New Mexico, this __ day of _____, 2021

NEW MEXICO PUBLIC REGULATION COMMISSION
