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June 13, 2025

Ms. Melanie Sandoval
Records Bureau Chief
New Mexico Public Regulation Commission
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PO Box 1269
Santa Fe, NM 87504

Subject: Application for Approval of an Amended Special Service Contract with Greater Kudo, LLC, Three Purchased Power Agreements and Three Energy Storage Agreements Pursuant to 17.9.551 NMAC, an Amended Rate No. 36B, Amended Rider No. 47 and Amended Rider No. 49

Dear Ms. Sandoval:

Enclosed herewith for filing please find Public Service Company of New Mexico's ("PNM") Application for Approval of an Amended Special Service Contract with Greater Kudo, LLC ("Customer"), three Purchased Power Agreements ("PPAs") and three Energy Storage Agreements ("ESAs") pursuant to 17.9.551 NMAC, an Amended Rate 36B, Amended Rider No. 47 and Amended Rider No. 49. The additional documents submitted in support of the Application include the following:

- Executive Summary;
- Application;
- Tables showing where each PPA Rule requirement is addressed in testimony;
- Proposed form of customer notice;
- Advice Notice No. 645, including the Table of Contents – 6th Revised Rate 36B, 3rd Revised Rider No. 47 and 1st Revised Rider No. 49; and
- Direct Testimony and Exhibits of Julio C. Aguirre, Gary B. Barnard, Thomas P. Duane, Stephen Jenkins, Michael J. Settlage.

PNM's Application requests the New Mexico Public Regulation Commission ("NMPRC" or "Commission") approve three 20-year term PPAs for a combined total of 290 MW of solar energy from three facilities, three 20-year term ESAs that are co-located respectively with the three solar facilities with a combined total of 268 MW of four-hour battery storage compacity. Pursuant to the Second Amended and Restated Special Service Contract ("SSC") approved originally by the Commission in Case No. 16-00191-UT and as amended, in Case No. 18-00269-UT the Customer will pay the costs associated with these resources. The SSC requires PNM to procure sufficient

renewable energy resources to meet Customer's load at the Data Center in Los Lunas, New Mexico, and provides that PNM shall recover from Customer the costs of these additional resources such that there will be No Net Adverse Impact (as defined in the SSC) to PNM's other retail customers. The PPAs and ESAs PNM seeks approval of are consistent with the SSC and Commission Final Orders in Case Nos. 16-00191-UT, 18-00009-UT, 18-00269-UT and 23-00251-UT, and are therefore also in the public interest.

PNM will serve a copy of this Application and all attachments on the Attorney General, New Mexico Public Regulation Commission Staff, and all counsel of record and parties pro se in PNM's last rate case (Case No. 24-00089-UT) and PNM's last PPA application for Customer (Case No. 23-00251-UT). All notices, pleadings, documents, and other communications regarding this filing should be sent to the following individuals:

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This application is being electronically filed, and a copy of the check for the filing fee is included. A check in the amount of \$25.00 for the filing fee for this application will be mailed to the NMPRC.

If you have any questions or require additional information regarding this Application, please call me at (505) 241-4628.

Respectfully submitted,

/s/Lisa Contreras

Lisa Contreras

Senior Project Manager, Regulatory Policy and Case Management

cc: Certificate of Service

GCG#533854