

DOCKET NO. 39924

EL PASO ELECTRIC COMPANY'S	§	
PETITION FOR REVIEW OF THE	§	
CITY OF EL PASO'S TEMPORARY	§	BEFORE THE
RATE ORDINANCE AND REQUEST	§	PUBLIC UTILITY COMMISSION
FOR EMERGENCY ORDER TO	§	OF TEXAS
PRESERVE UNIFORM SYSTEM-	§	
WIDE RATES	§	

**EL PASO ELECTRIC COMPANY'S
WITHDRAWAL OF ITS PETITION FOR REVIEW**

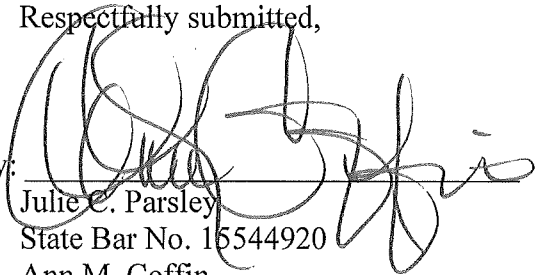
El Paso Electric Company (“EPE”) files this Withdrawal of its Petition for Review (“Withdrawal”) in the above-referenced docket. Simultaneously with the filing of this Withdrawal, EPE is also withdrawing its petition in Docket No. 39868, *El Paso Electric Company's Petition for Review of the City of El Paso's (“City's”) Rate Resolutions*, because the harm to ratepayers EPE sought to avoid — the cost of the preparation of an untimely rate case — has already occurred. As required by City’s show-cause resolution, EPE will file a rate-filing package with the City on February 1, 2012. This rate-filing package will establish EPE’s need for a rate increase. In order to preserve system-wide rates in the future, EPE will also file its rate request with the Commission and other Texas cities in which it provides service.

While EPE generally disagrees with the current concept of temporary rates, the City has made clear that it believes that temporary rates are in the best interest of its citizens. Given the City’s position, EPE believes our ratepayers will be best served by avoiding the cost of further litigation and the expenditure of ratepayer resources on this issue. Therefore, any rate increase within the City of El Paso will be retroactive to November 15, 2011, pursuant to the City’s temporary rate resolution.

Accordingly, EPE respectfully requests that the Commission dismiss this docket. EPE requests any other relief to which it may be entitled.

Respectfully submitted,

By:



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**ATTORNEYS FOR EL PASO ELECTRIC
COMPANY**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served on all parties of record in this proceeding on January 9, 2012 via first class mail, hand delivery, or facsimile.



Ann M. Coffin