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BEFORE THE PUBLIC UTILITIES COMMISSION OF NEVADA

Joint Application of Nevada Power Company d/b/a NV Energy and Sierra Pacific Power Company d/b/a NV Energy for approval of their 2027-204 Triennial Integrated Resource Plan and 2027-2029 Energy Supply Plan.	Docket No. 26-05007

NEVADA POWER COMPANY D/B/A NV ENERGY AND SIERRA PACIFIC POWER COMPANY D/B/A NV ENERGY'S REPLY IN SUPPORT OF THE EMERGENCY MOTION TO COMPEL AND FOR EXPEDITED TREATMENT

Nevada Power Company d/b/a NV Energy ("Nevada Power") and Sierra Pacific Power Company d/b/a NV Energy ("Sierra" and, together with Nevada Power, the "Companies") hereby file this Reply in Support of the Emergency Motion to Compel and for Expedited Treatment ("Reply") with the Public Utilities Commission of Nevada (the "Commission") under Nevada Administrative Code ("NAC") 703.555 and 703.680. The Companies appreciate the Commission's prompt action in response to the request for expedited treatment of the Motion.

Since the filing of the Motion, the Companies gained access to the following parts of Staff witnesses Olesky's and Venkat's testimony:

1. Page 7 of Karen Olesky Testimony:
2. Pages 24-25 of Swetha Venkat's Testimony as well as the previously redacted portions on page 23, with the exception of the redaction at the top of page 23.

The information disclosed does not contain customer-specific load or billing information. It mostly consists of the intervening parties' recollections of their interactions with the Companies and reiterates the positions and criticisms articulated by these parties in their public filings. This information is certainly not confidential vis-à-vis NV Energy and is arguably not confidential at all. The Regulatory Operations Staff ("Staff") bases its redactions on executing protective agreements with large-load customers. Neither the Commission nor the parties in this Docket received copies of this protective agreements and, therefore, cannot comment on what information can be considered

confidential under the agreements. Regardless, Staff cannot contract away the public nature of the 2026 IRP proceeding.

The testimony that remains withheld from the Companies includes:

1. The redacted information at the bottom of page 6 of Karen Olesky's Testimony, which the Companies understand pertains to Redwood's interactions with NV Energy;
2. The redacted information on page 22 and the top of page 23 of Swetha Venkat's Testimony, which the Companies understand summarizes the experiences/positions of several large-load customers.
3. Attachment KRO-8 to Karen Olesky Testimony;
4. Attachments SV-28 and SV-29 to Swetha Venkat Testimony.

Among information that continues being withheld from the Companies are fully unredacted responses to the following Q&As in Staff's testimony, which pertain directly to NV Energy and its work product:

> Q&A 13 (K. Olesky): When did NV Energy send a draft form LLESA to the large load customers?
> Q&A 31 (S. Venkat): Please elaborate on your point regarding the lack of confidence regarding the development process for the LLESA.

"It is well-established that the fruits of pretrial discovery are, in the absence of a court order to the contrary, presumptively public." *San Jose Mercury News, Inc. v. U.S. Dist. Ct.*, 187 F.3d 1096, 1103 (9th Cir. 1999). Google and Redwood attempt to justify their refusal to provide information on the absence of a protective agreement between them and the Companies. However, both Googe and Redwood admit that the information at issue here and upon which Staff refused disclosure to NV Energy is information that is already available to NV Energy. Therefore, there was no basis for Staff to withhold that information from NV Energy. Redwood acknowledges that the load information redacted in its data request response to Staff redacted only Redwood's load information, which is already available to NV Energy:

> Moreover, the unredacted information is merely Redwood's load forecast—information over which NV Energy already has possession and/or control.[1]

Thus, any information redacted by Staff in its testimony concerning Redwood should be immediately provided to NV Energy.

Google similarly admits that the confidential information contained in its response to Staff data request 258 came from NV Energy. Accordingly, the Companies request that the portions of Attachment KRO-8 that pertain to Google's response to Staff 258 be ordered produced to NV Energy.

As for Google's responses to Staff data requests 316 and 317 included in Staff's testimony as Attachments SV-28 and SV-29, Google states that it is unwilling to agree to disclosure of those responses even with a protective agreement. Thus, Google undermines its own key justification for the non-disclosure – the absence of a protective agreement. While Google admits that it is the Companies who requested a protective agreement, the obligation to request a protective agreement laid with Google to receive confidential treatment of that information under NAC 703.680(12).[2] Google should be ordered to provide a protective agreement to the Companies within 24 hours and disclose its responses to Staff data requests 316 and 317.

Pursuant to NAC 703.097, 703.695, 703.710, 703.720, 703.722 as well as Procedural Order No. 1, the Companies are entitled to file a rebuttal. The Companies are unable to develop their rebuttal without access to information that, among other items, contains large load customers' characterization of their communications with the Companies, development process of the Companies' LLESA framework and Staff's recommendations based on this withheld information.

With the Companies' rebuttal due on October 6, 2026, at noon, the Companies request that they have the ability to rebut the parts of testimony that contain redacted materials with their October 16, 2026, testimony and at the hearing, depending on when the remaining redacted information is provided.

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[1] Redwood Response at 3.

[2] If a party that is responding to a data request believes that the response contains information which is commercially sensitive or which constitutes a trade secret, the party may, before providing the response, request that a confidentiality agreement be signed by specifying the grounds for the claim of confidential treatment of the information.

Respectfully submitted,

Dated this 2nd day of October, 2026.

Respectfully submitted,

NEVADA POWER COMPANY
SIERRA PACIFIC POWER COMPANY

/s/ Roman Borisov
Roman Borisov
Senior Attorney
Nevada Power Company
Sierra Pacific Power Company
6100 Neil Road
Reno, NV 89511
775-834-3470
Roman.Borisov@nvenergy.com

CERTIFICATE OF SERVICE

I hereby certify that I have served the foregoing filing of **NEVADA POWER COMPANY D/B/A NV ENERGY AND SIERRA PACIFIC POWER COMPANY D/B/A/ NV ENERGY** in Docket No. 26-05007 upon the persons listed below by electronic mail:

Don Lomoljo
Public Utilities Comm. of Nevada
1150 E. William Street
Carson City, NV 89701-3109
dlomoljo@puc.nv.gov

Staff Counsel Division
Public Utilities Comm. of Nevada
9075 West Diablo, Suite 250
Las Vegas, NV 89148
pucn.sc@puc.nv.gov

Michelle Badorine
Bureau of Consumer Protection
100 N. Carson St.
Carson City, NV 89701
mbadorine@ag.nv.gov
bcpserv@ag.nv.gov

Michael T. Saunders
Bureau of Consumer Protection
8945 W. Russell Road, Suite 204
Las Vegas, NV 89148
msaunders@ag.nv.gov
bcpserv@ag.nv.gov

Brian Turner
Emma Hibbard
Advanced Energy United
1801 Pennsylvania Ave NW Ste 410
Washington DC 20006
bturner@advancedenergyunited.org
ehibbard@advancedenergyunited.org

Scott Dunbar (AEU)(SWEEP)
Keyes & Fox LLP
1580 Lincoln St Ste 1105
Denver, CO 80203
sdunbar@keyesfox.com

Jeffrey Ruskowitz
Caesars Enterprise Services LLC
One Caesars Palace Dr
Las Vegas, NV 89109
jruskowitz@caesars.com

Mike Fulkerson
Colovore LLC
1101 Space Park Dr
Santa Clara, CA 95054
fulkerson@colovore.com

Aisling Scott
Brittany Iles
Amazon
2121 8th Ave
Seattle, WA 89121
aiscot@amazon.com
beiles@amazon.com

Laura Granier
Lucas Foletta
Kristine Roach
Amanda Sanchez
(Amazon)(Caesars) (Colovore) (MGM) (NGM)
(NRA)(SEIA)(SUN) (SNGG)(Switch)
Holland & Hart LLP
5470 Kietzke Ln Ste 100
Reno, NV 89511
lkgranier@hollandhart.com
lmfoletta@hollandhart.com
karoach@hollandhart.com
alsanchez@hollandhart.com

Anna Fero (Fleet)(Reno Power NR 1)
Chasity Hendren
Vidhya Prabhakaran
Davis Wright Tremaine LLP
50 California St 23 Fl
San Francisco, CA 94111
annafero@dwt.com
chasityhendren@dwt.com
vidhyaprabhakaran@dwt.com
SFOPUCNDOCKET@dwt.com

Curt Ledford
Dakota Councilman
(Fleet)(MECP 1 Reno)(NOVVA)(Prologis)
(Reno Power NR 1)(Wynn)
Davison Van Cleve PC
4675 W Teco Ave Ste 230
Las Vegas, NV 89118
crl@dvclaw.com
dlc@dvclaw.com

Shalini Sharma
Fleet Data Centers
3200 Cherry Creek S Dr Ste 500
Denver, CO 80209
Shalini.sharma@fleetdatacenters.com

Carolyn Berry (Google)
Bates White LLC
2001 K St NW North Bldg. Ste 500
Washington DC 20006
Carolyn.berry@bateswhite.com

Justina Caviglia (Google)(Walmart)(Redwood)
Shawna Blank
Parsons Behle & Latimer
50 W Liberty St Ste 750
Reno, NV 89501
jcaviglia@parsonsbehle.com
sblank@parsonsbehle.com

Sydney Henry
Google LLC
12396 Grant St
Thornton, CO 80241
sydneyhenry@google.com

Hunter Holman
Interwest Energy Alliance
400 Gold Ave SW Ste 700
Albuquerque, NM 87102
hunter@interwest.org

Nina Peluso
Interwest Energy Alliance
PO Box 587
Hinesburg, VT 05461
npeluso@energyfuturesgroup.com

Henry Shields
MGM Resorts International
3260 Sammie Davis Jr Dr Bld A
Las Vegas, NV 89511
hshields@mgmresorts.com

Ann Pongracz
Skylar Williams PLLC
410 S Rampart Blvd Ste 350
Las Vegas, NV 89145
apongracz@sklar-law.com

Anna Congdon (Microsoft)
Tyler Pepple
Pepple Moser PC
1500 SW First Ave Ste 980
Portland, OR 97201
anna@pepplemoser.com
tyler@pepplemoser.com

Hiliary Wilson
Nevada Gold Mines LLC
1655 Mountain City Hwy
Elko, NV 89801
Hiliary.wilson@barrick.com

Virginia Valentine
Nevada Resort Association
10000 W Charleston Blvd Ste 165
Las Vegas, NV 89135
valentine@nevadaresorts.org

Hunter Stern
Nevada Workers For Clean and Affordable Energy
30 Orange Tree Cir
Vacaville, CA 95687
Hls5@ibew1245.com

Monique Rodriguez (NWCAE)
Nathan Ring
Reese Ring Velto PLLC
3100 W Charleston Blvd Ste 208
Las Vegas, NV 89102
monique@rrvlawyers.com
nathan@rrvlawyers.com

Lucy Crow (Powerhouse Reno)
Womble Bond Dickinson LLP
One Liberty St Ste 300
Reno, NV 89501
Lucy.crow@wbd-us.com

Alma Chao
Josh Gubkin
Redwood Materials Inc
2801 Lockheed Way
Reno, NV 89706
alma@redwoodmaterials.com
joshgubkin@redwoodmaterials.com

Molly Watters
Tract Management Co
3300 E 1st Ave Ste 600
Denver, CO 80206
Molly.watters@tractcapital.com

Joseph Halso
Sierra Club
1536 Wynkoop St Ste 200
Denver, CO 80202
Joe.halso@sierraclub.org

Maddie Lipscomb
Patrick Woolsey
Sierra Club
2101 Webster St Ste 1300
Oakland, CA 94612
Maddie.lipscomb@sierraclub.org
Patrick.woolsey@sierraclub.org

Kevin Lucas
Wil Gehl
Solar Energy Industries Association
1425 K St NW Ste 1000
Washington DC 20005
klucas@seia.org
wgehl@seia.org

Shannon Anderson
Solar United Neighbors
1350 Connecticut Ave NW Ste 412
Washington DC 20036
sanderson@solarunitedneighbors.org

Courtney Fieldman
Travis Madsen
SWEEP
2334 Broadway Ste A
Boulder, CO 80304
cfieldman@swenergy.org
tmadsen@swenergy.org

Danielle Hughes
Tahoe Spark
PO Box 144
Carnelian Bay, CA 96140
jointahoespark@gmail.com

Brad Heusinkveld
Vote Solar
4111 W Kootenai St
Bosie, ID 83705
bheusinkveld@votesolar.org

David Bender
Earthjustice
3916 Nakoma Rd
Madison, WI 53711
dbender@earthjustice.org

Christopher Mixson
Vote Solar
3800 Howard Hughes Pkwy., 17th Fl
Las Vegas, NV 89169
c.mixson@kempjones.com

Robert Rigonan
Vote Solar
311 S. Wacker Dr., Ste. 1400
Chicago, IL 60606
rrigonan@earthjustice.org

Jaime McGovern
Walmart
814 Respect Dr
Bentonville, AR 72716
Jaime.mcgovern@walmart.com

Robert Sweetin
Danielle Dawson
(WPA)
Powerline Law
4775 W Teco Ave Ste 205
Las Vegas, NV 89118
bob@powerline.law
danielle@powerline.law

George Cavros
Jeff Griffin
Nicolas Oliver
Zoe Harrold
Western Resource Advocates
275 Hill St Ste 210
Reno, NV 89501
George.cavros@westernresources.org
Jeff.griffin@westernresources.org
Nicolas.oliver@westernresources.org
Zoe.harrold@westernresources.org

Joseph McClure
(Fleet)(Reno Power NR 1)
McDermott Will & Schulte LLP
500 North Capital Street, NW
Washington, D.C. 20001
jmcclure@mcdermottlaw.com

Hafsa Tout
Hallie Fox
(Fleet)(Reno Power NR 1)
McDermott Will & Schulte LLP
444 West Lake Street, Suite 4000
Chicago, IL 60606
htout@mcdermottlaw.com
hfox@mcdermottlaw.com

Danyale Howard
Qualus LLC
5560 Longley Ln #200
Reno, NV 89511
Danyale.howard@qualuscorp.com

Julia Hubbard
Solar United Neighbors
2672 Idlewild Dr
Reno, NV 89509
jhubbard@solarunitedneighbors.org

Lisa Tormoen Hickey
Tormoen Hickey LLC
2473 Paseo Rd
Colorado Springs, CO 80907
lisahickey@newlawgroup.com

Rachel McMahon
EDF Power Solutions
15445 Innovation Dr
San Diego, CA 92128
Rachel.mcmahon@edf-re.com

Terry Page
Terry Page Consulting
2010 W. San Marcos Blvd #36
San Marcos, CA 92078
Terrypage0@me.com

Dietrich C. Hoefner
Michelle A. Gaeng
(Powerhouse Reno)
Womble Bond Dickinson (US) LLP
1601 19th Street, Suite 1000
Denver, CO 80202
Dietrich.hoefner@wbd-us.com
Michelle.gaeng@wbd-us.com

Randall H. Miller
David S. Jelsma
(Powerhouse Reno)
Arnold & Porter Kaye Scholer LLP
1144 15th Street, Suite 3100
Denver, CO 80202-2848
randy.miller@arnoldporter.com
david.jelsrna@arnoldporter.com

DATED this 5th day of October, 2026.

/s/ Caitlin Katzenbach
Caitlin Katzenbach
Paralegal
Nevada Power Company
Sierra Pacific Power Company