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26-06016

Public Utilities Commission of Nevada
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Filed For: Nexus Fulcrum LLC

In accordance with NRS Chapter 719,
this filing has been electronically signed and filed
by: /s Linda Bullen

By electronically filing the document(s),
the filer attests to the authenticity of the electronic signature(s) contained therein.

This filing has been electronically filed and deemed to be signed by an authorized
agent or
representative of the signer(s) and
Nexus Fulcrum LLC

BULLEN LAW, LLC
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Linda M. Bullen
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October 9, 2026

Ms. Trisha Osborne
Assistant Commission Secretary
Public Utilities Commission of Nevada
1150 East William Street
Carson City, Nevada 89701-3109

Re: Docket No. 26-06016; Motion to Transfer Application and Request to Expedite

Dear Ms. Osborne:

Enclosed please find the attached Motion to Transfer Application and Request to Expedite filed today by Nexus Fulcrum LLC in Docket No. 26-06016.

If you have any questions about this filing, please do not hesitate to contact me at (702) 279-4040.

Best Regards,

/s/ Linda M. Bullen
Linda M. Bullen
Attorney for Nexus Fulcrum LLC

BEFORE THE PUBLIC UTILITIES COMMISSION OF NEVADA

Application of Nexus Fulcrum for a Permit to)
Construct ASR-IX, a 510 MW Natural Gas-)
Fueled Electric Generation Plant, and)
associated facilities, to be located in Storey)
County, Nevada, pursuant to the Utility)
Environmental Protection Act)

Docket No. 26-06016

MOTION TO TRANSFER APPLICATION AND REQUEST TO EXPEDITE

Nexus Fulcrum LLC (“Nexus Fulcrum” or the “Applicant”) respectfully files with the Public Utilities Commission of Nevada (the “Commission”) this motion to transfer pursuant to NRS 704.865(2)¹(the “Motion”) Nexus Fulcrum’s Utility Environmental Protection Act (“UEPA”) application (the “Application”) to Switch, Ltd. (“Switch”).

Nexus Fulcrum respectfully requests that the Hearing Officer make a decision prior to or at the beginning of the scheduled hearing on this Motion to Transfer and both parties will be in attendance and ready to proceed based on that ruling. As explained in Switch’s Late-Filed Motion for Leave to Intervene, Switch seeks to participate given its interest in the Project, either as the substituted applicant or an intervenor.

I. Introduction

On June 17, 2026, Nexus Fulcrum filed an application (the “Application”) under UEPA for a permit to construct (“PTC”) a 510 MW Natural Gas-Fueled Electric Generation Plant, consisting of the following: simple-cycle natural gas combustion turbines, a diesel emergency

¹ Nexus Fulcrum recognizes that NRS 704.865(2) states that “[a] *permit* may be transferred, subject to the approval of the Commission. . .” (emphasis added) and that the relevant statutes and regulations state nothing about the transfer of authority prior to the issuance of a permit. However, it requests that the Commission utilize its inherent authority to interpret its statutes and regulations to grant the Motion and, because under NRS 704.825, it is the most expeditious means of resolving matters associated with this facility.

generator and fire pump, and ancillary facilities, in Storey County, Nevada (the “Project”). The Commission issued a notice of the Application on June 24, 2026.

Nexus Fulcrum believes that it is appropriate to transfer the application to Switch. Nexus Fulcrum understands that Switch is qualified to do business in Nevada and would agree to abide by Nexus Fulcrum’s representations in the Application. *See* Exhibit A. Switch owns the land underlying the project and would be the end-user of the energy that would be generated by the Project. Accordingly, Nexus Fulcrum files this Motion to transfer the Application and the accompanying right to construct the Project. As detailed below, granting the Motion is appropriate because good cause exists to approve the requested transfer and no party will be prejudiced by granting the request.

II. Argument: The Commission Should Grant This Motion and Transfer the Application from Nexus Fulcrum to Switch

When an application for a UEPA Permit to Construct is submitted, the Commission “may grant . . . the application as filed, or grant the application upon such terms, conditions or modifications of the construction, operation or maintenance of the utility facility as the Commission . . . deems appropriate.” NRS 704.8905(2).

Good cause exists to grant the motion to transfer the Application to Switch. The Application, which was filed June 17, 2026, contemplated that Nexus Fulcrum would develop, construct, and operate the Project on the previously disturbed site of the former Sierra Biofuels Refinery within the Tahoe Reno Industrial Center Complex. The Project footprint is on land owned by Switch, near existing Switch facilities, and Switch would be the end-user of the energy that would be generated by the Project. Given Switch’s ties to the Project, Switch recently determined that it is in its best interests to develop, construct, and operate the Project itself, and the Applicant submits that it is appropriate for the Commission to transfer its Application to

Switch. Doing so would allow Switch to complete construction on the Project as described in the Application.

No party will be prejudiced by the requested transfer and granting this Motion would not impact the thorough analysis of environmental impacts that was conducted in June 2026, as documented in the UEPA Environmental Statement attached to the original Application (“Environmental Statement”). *See, e.g.*, Application, at Exhibit F. The potential impacts to the environment remain minimal and should the Commission grant the motion to transfer, Applicant understands that Switch would adhere to all mitigation measures described in the Environmental Statement. *See id.*; *see also*, Exhibit A.

Nexus Fulcrum respectfully requests that consideration of this Motion be expedited in view of the upcoming hearing in this docket scheduled for October 15, 2026. In any event, given Switch’s Petition for Leave to Intervene, both Switch and Nexus Fulcrum will be present at the hearing if a ruling on this Motion is not issued prior to that date.

III. Conclusion

For the foregoing reasons, the Applicant hereby requests that the Commission transfer the Application filed in this docket from Nexus Fulcrum LLC to Switch Ltd. and that it do so on an expedited basis.

DATED and respectfully submitted this 9th day of October 2026.

Bullen Law, LLC

By: Linda M. Bullen
Linda M. Bullen
8635 W. Sahara Ave. #454
Las Vegas, NV 89117
Attorney for Nexus Fulcrum LLC

CERTIFICATE OF SERVICE

(Docket No. 26-06016)

I certify that on October 9, 2026, I caused a copy of the foregoing ***MOTION TO TRANSFER APPLICATION AND REQUEST TO EXPEDITE*** to be served on the following via electronic mail:

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Dated this 9th day of October, 2026.

Matthew C. Voelker
On behalf of Bullen Law, LLC
Attorneys for Nexus Fulcrum LLC

Exhibit A

STATEMENT OF SWITCH IN SUPPORT OF MOTION TO TRANSFER PUBLIC UTILITIES COMMISSION OF NEVADA DOCKET NO. 26-06016.

1. My name is Alise Porto and I am the Senior Vice President of Energy and Sustainability for Switch. In that capacity, I am responsible for managing Switch's involvement in the 510 MW Natural Gas-Fueled Electric Generation Plant Project (the "Project") that is the subject of Docket No. 23-06016.
2. I am making this statement in support of the Motion to Transfer in Docket No. 26-06016 before the Public Utilities Commission of Nevada (the "Commission").
3. Switch believes that it is appropriate for Nexus Fulcrum to transfer the application to Switch. Switch is qualified to do business in Nevada and agrees to abide by Nexus Fulcrum's representations in the Application. Switch owns the land underlying the project and would be the end-user of the energy generated by the Project. Accordingly, Nexus Fulcrum filed a Motion to transfer the Application and the accompanying right to construct the Project. Granting the Motion is appropriate because good cause exists to approve the requested transfer and no party will be prejudiced by granting the request. Switch will be obtaining or assuming all permits and authorizations necessary for the Project as identified in this docket.
4. Switch agrees to comply with the terms, conditions and modifications to all Orders of the Commission in Docket No. 26-06016.

October 8, 2026


ALISE PORTO
SENIOR VICE PRESIDENT OF ENERGY
AND SUSTAINABILITY, SWITCH LTD.