

- 
- 
- 

26-05007

Public Utilities Commission of Nevada  
Electronic Filing

Submitted: 10/20/2026 9:37:56 AM

Reference: 441519b6-9777-436c-9aa5-9cf2819ec57b

Payment Reference: 6c-9aa5-9cf2819ec57b

Filed For: Redwood Materials Inc

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

-----  
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  
Redwood Materials Inc

**PARSONS  
BEHLE &  
LATIMER**

50 West Liberty Street, Suite 750  
Reno, Nevada 89501  
Main 775.323.1601  
Fax 775.348.7250

A Professional  
Law Corporation

Justina A. Caviglia  
Attorney at Law  
Direct 775.789.6559  
JCaviglia@parsonsbehle.com

October 20, 2026

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

**Re: Docket No. 26-05007 – Application of Nevada Power Company d/b/a NV Energy and Sierra Pacific Power Company d/b/a NV Energy for approval of their 2027-2046 Triennial Integrated Resource Plan and 2027-2029 Energy Supply Plan.**

Dear Ms. Osborne:

On Friday, October 16, 2026, Redwood Materials filed Phase III Direct Testimony and Exhibits of Alex Heard containing confidential information. I am requesting that the filing be removed from the Public Utilities Commission of Nevada's system.

Attached you will find the corrected filing containing redacted Phase III Direct Testimony and Exhibits of Alex Heard.

Please note that the filing includes commercially sensitive information that Redwood Materials, Inc. has designated as confidential pursuant to NAC 703.5274. Redwood Materials, Inc. requests that this confidential information be maintained as confidential for a period of five (5) years or as long as lawfully allowed, whichever is longer. Confidential treatment of the designated information will not impair the ability of the parties to fully evaluate this testimony.

If you have any questions or concerns, please do not hesitate to contact me directly.

Sincerely,

PARSONS BEHLE & LATIMER

  
Justina A. Caviglia

JAC:sb

1                   **BEFORE THE PUBLIC UTILITIES COMMISSION OF NEVADA**

2                   Joint Application of Nevada Power Company d/b/a NV Energy  
3                   and Sierra Pacific Power Company d/b/a NV Energy for approval  
4                   of their 2027-2029 Integrated Resource Plan, 2027-2029 Action  
5                   Plan and 2027-2029 Energy Supply Plan

6                   Docket No. 26-05007

7                   Prepared Direct Testimony of

8                   **Alex Heard**

9                   On Behalf of Redwood Materials, Inc.

10           **A.     INTRODUCTION**

11           **1.     Q.     PLEASE STATE YOUR NAME, TITLE, AND BUSINESS ADDRESS.**

12           A.     My name is Alex Heard. I am a Vice President at Redwood Materials, Inc. My  
13           business address is 2800 Lockheed Way, Carson City, NV 89706.

14           **2.     Q.     PLEASE DESCRIBE YOUR EDUCATIONAL BACKGROUND.**

15           A.     I received a Bachelor of Science from the University of Huddersfield. The details  
16           of my background and experience were already provided in **Exhibit-Heard-Direct-1**.

17           **3.     Q.     PLEASE SUMMARIZE YOUR PROFESSIONAL BACKGROUND.**

18           A.     I have held senior leadership and executive positions at Philips Semiconductor,  
19           Intel Corporation and First Solar, Inc. At First Solar I worked directly within the energy sector,  
20           where First Solar was North America's largest project developer, EPC, O&M, and manufacturer  
21           of solar panels. I also served as a senior vice president at 3M, where I was responsible for all  
22           environmental, health, and safety (EHS), and product stewardship worldwide. Currently, I lead the  
23           EHS, security, training, and sustainability functions for Redwood worldwide. My professional  
24           background therefore includes experience relevant to utility, energy, manufacturing, and  
25           operational matters.

26           **4.     Q.     HAVE YOU PREVIOUSLY TESTIFIED BEFORE THE PUBLIC UTILITIES**  
27           **COMMISSION OF NEVADA ("PUCN" OR "COMMISSION")?**  
28

1 A. I provided direct testimony in this IRP proceeding (Docket No. 26-05007), but I  
2 have otherwise not previously testified before the PUCN.

3 **5. Q. ARE ANY OF THE MATERIALS YOU ARE SPONSORING**  
4 **CONFIDENTIAL?**

5 A. Yes. The customer-specific information included in Attachments AH-1, AH-2, AH-  
6 3, and AH-5.

7 **6. Q. FOR HOW LONG DOES REDWOOD REQUEST CONFIDENTIAL**  
8 **TREATMENT OF THIS INFORMATION?**

9 A. The requested period for confidential treatment is five years.

10 **7. Q. WILL CONFIDENTIAL TREATMENT IMPAIR THE ABILITY OF THE**  
11 **COMMISSION'S REGULATORY OPERATIONS STAFF ("STAFF") OR THE**  
12 **NEVADA ATTORNEY GENERAL'S BUREAU OF CONSUMER PROTECTION**  
13 **("BCP") TO FULLY INVESTIGATE THE INFORMATION SET FORTH IN THIS**  
14 **FILING?**

15 A. No, in accordance with the accepted practice in Commission proceedings, the  
16 confidential material will be provided to Staff and the BCP pursuant to a protective agreement.

17 **8. Q. ON WHOSE BEHALF ARE YOU SUBMITTING THIS TESTIMONY?**

18 A. I submit this testimony on behalf of Redwood Materials, Inc. ("Redwood").

19 **9. Q. WHAT IS THE PURPOSE OF YOUR TESTIMONY?**

20 A. I submit this testimony to outline why NV Energy's mitigation of Redwood's load  
21 in this IRP cannot impair its contractual right to ■■■ MW of Service. I also provide testimony  
22 explaining why any contrary position that NV Energy might take is both unfair and inconsistent  
23 with its representations and course of dealing with Redwood.

24 **B. TESTIMONY REGARDING MITIGATION**

25 **10. Q. WHAT IS YOUR UNDERSTANDING OF MITIGATION AND ITS EFFECT**  
26 **ON SERVICE GUARANTEED BY RULE 9 HVD AGREEMENTS?**

1           A.       Based on NV Energy's responses to Redwood's Data Requests and testimony  
2 from PUC Staff and NV Energy, I understand that mitigation is a forecasting tool used by NV  
3 Energy as part of the IRP process to help identify the necessary generation resources to meet an  
4 expected system total load. According to NV Energy, "[REDACTED]  
5 [REDACTED]  
6 [REDACTED]  
7 [REDACTED]." <sup>1</sup>

8           For NV Energy customers such as Redwood, it is critical to note that mitigation of a  
9 customer's load in an IRP cannot amend a Rule 9 Agreement or frustrate a customer's access to  
10 contractual Service loads. As Adam Danise, PUC Staff, explains, "mitigation is a statistical tool  
11 used in electric resource planning and does not itself amend the customer's Rule 9 Agreement."<sup>2</sup>  
12 Indeed, I am aware of no provision in Redwood's Rule 9 Agreement that would allow IRP  
13 mitigation to limit Redwood's ability to access the [REDACTED] MW of Service.<sup>3</sup> Any such argument  
14 would itself be inconsistent with NV Energy's concession that "[REDACTED]  
15 [REDACTED]." <sup>4</sup> I therefore ask the  
16 Commission to make clear that mitigation in the IRP does not permit NV Energy to reduce or  
17 frustrate Redwood's access to the contractually-mandated [REDACTED] MW of Service.

18           The use of mitigation to impede Redwood's ability to access the [REDACTED] MW of Service  
19 guaranteed by its Rule 9 Agreement would also be at odds with NV Energy's course of dealing  
20 with Redwood. NV Energy has consistently led Redwood to believe it could not only provide  
21 [REDACTED] MW, but also an additional [REDACTED] MW of Service. Had NV Energy believed mitigation  
22 reduced Redwood's right to access the [REDACTED] MW, then it failed to reveal that fact when it accepted  
23 [REDACTED] to study an additional load. Nor did NV Energy make any such disclosure when it  
24

25 \_\_\_\_\_  
26 <sup>1</sup> Attachment AH-1, NV Energy Response to Redwood Data Request No. 2(B).

27 <sup>2</sup> Direct Testimony of Adam Danise at Q&A 36

28 <sup>3</sup> Attachment AH-2, First Amendment to Rule 9 High Voltage Distribution Agreement  
(Abnormal Risk) (No. 22-00001) (July 2022) ("Rule 9 Agreement")

<sup>4</sup> Attachment AH-3, NV Energy Response to Redwood Data Request No. 2(N).

1 compelled Redwood to pay over [REDACTED] as a Reduction in Service charge to make up for  
2 Redwood's the lower-than-expected electrical consumption. At no time has NV Energy indicated  
3 to Redwood that it could not use the contractually-guaranteed [REDACTED] MW due to mitigation, and  
4 any such argument would be unfair and untenable. Additionally, as Danise points out, NV  
5 Energy has used Redwood's full [REDACTED] MW load to justify the addition of costly resources in the  
6 Tracy Area Master Plan in 2022 and committed to provide the [REDACTED] MW Service.<sup>5</sup> It cannot  
7 therefore use mitigation in the 2024 IRP or this IRP to deny Redwood access to the  
8 contractually-guaranteed [REDACTED] MW of Service.

9 **11. Q. WHEN DID YOU FIRST LEARN THAT NV ENERGY HAD MITIGATED**  
10 **REDWOOD'S LOAD?**

11 On June 15, 2026 NV Energy first informed Redwood it had mitigated its load in the  
12 2024 IRP and planned to do so again in this IRP.<sup>6</sup> The timing of NV Energy's disclosure is  
13 curious—it was given just two days before the deadline for Redwood to intervene in this IRP.<sup>7</sup> It  
14 gave Redwood little opportunity to intervene to defend its rights and took Redwood by surprise.  
15 At no time prior to June 15, 2026 had NV Energy indicated that Redwood's energy demand was  
16 speculative or that it was seeking to mitigate it in the IRP. To the extent NV Energy seeks to use  
17 mitigation to adversely impact a customer's access to existing contracted Service, it must provide  
18 adequate and timely personal service.

19 **C. CONCLUSIONS AND RECOMMENDATIONS**

20 **12. Q. PLEASE SUMMARIZE YOUR CONCLUSIONS AND**  
21 **RECOMMENDATIONS**

22 A. My conclusions and recommendations are summarized below:  
23  
24

25 <sup>5</sup> Direct Testimony of Adam Danise at Q&A 53-56.

26 <sup>6</sup> Attachment AH-4, NV Energy Response to Redwood Data Request No. 3(R).

27 <sup>7</sup> Although Redwood has asked NV Energy to state when it first told Redwood about mitigation,  
28 it failed to answer this simple question. *See* Attachment AH-5, NV Energy Response to Redwood  
Data Request Nos. 2(I). Additionally, the intervention deadline was set for June 17, 2026. *See*  
Notice of Joint Application and Prehearing Conference (26-05007) (May 22, 2026).

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

- The Commission should confirm that mitigation does not amend Redwood’s Rule 9 Agreement and cannot be used by NV Energy to interfere with Redwood’s contractual right to [REDACTED] MW of Service or any future demand for additional Service.
- The Commission should require NV Energy to provide personal notice to existing customers that it intends to mitigate their contracted electrical Service well in advance of any IRP intervention deadline to avoid being surprised and prejudiced.

**13. Q. DOES THIS CONCLUDE YOUR PREPARED DIRECT TESTIMONY?**

A. Yes.

## **AFFIRMATION**

I, Alex Heard, pursuant to NAC 703.710 hereby affirm that the foregoing prepared direct testimony was prepared by me or under my direction and is correct to the best of my knowledge.

Dated: October 16, 2026

/s/ *Alex Heard*  
Alex Heard

## **CERTIFICATE OF SERVICE**

I hereby certify that on this 16<sup>th</sup> day of October, 2026, I caused a true and correct copy of the foregoing document, Prepared Rebuttal Testimony of Dr. Jaime McGovern on Behalf of Walmart Inc., to be served via e-mail to the following:

Roman Borisov  
Trevor Dillard  
NV Energy  
Roman.Borisov@nvenergy.com  
regulatory@nvenergy.com

Don Lomoljo  
Public Utilities Commission of Nevada  
dlomoljo@puc.nv.gov  
pucn.sc@puc.nv.gov

Michelle Badorine  
Michael Saunders  
Bureau of Consumer Protection  
mbadorine@ag.nv.gov  
msaunders@ag.nv.gov  
bcpserve@ag.nv.gov

Kirsten Stasio  
Nevada Clean Energy  
kirsten@nevadacef.org

Patrick Woolsey  
Maddie Lipscomb  
Sierra Club  
patrick.woolsey@sierraclub.org  
maddie.lipscomb@sierraclub.org

Brian Turner  
Emma Hibbard  
Advanced Energy United  
bturner@advancedenergyunited.org  
ehibbard@advancedenergyunited.org

Scott Dunbar  
Keyes & Fox LLP  
sdunbar@keyesfox.com

Jeffrey Ruskowitz  
Caesars Enterprise Services LLC  
jruskowitz@caesars.com

Aisling Scott  
Brittany Iles  
Amazon  
aiscot@amazon.com  
beiles@amazon.com

Lucas Foletta  
Amanda Sanchez  
Kristine Roach  
Laura Granier  
Holland & Hart LLP  
lmfoletta@hollandhart.com  
alsanchez@hollandhart.com  
karoach@hollandhart.com  
lkgranier@hollandhart.com

Mike Fulkerson  
Colovore LLC  
fulkerson@colovore.com

Anna Fero  
Chasity Hendren  
Vidhya Prabhakaran  
Davis Wright Tremaine LLP  
annafero@dwt.com  
chasityhendren@dwt.com  
vidhyaprabhakaran@dwt.com

Curt Ledford  
Dakota Councilman  
Davison Van Cleve PC  
crl@dvclaw.com  
dlc@dvclaw.com

Shalini Sharma  
Fleet Data Centers  
Shalini.sharma@fleetdatacenters.com

Carolyn Berry  
Bates White LLC  
carolyn.berry@bateswhite.com

Sydney Henry  
Google LLC  
sydneyhenry@google.com  
Hunter Holman  
Nina Peluso  
Interwest Energy Alliance  
hunter@interwest.org  
npeluso@energyfuturesgroup.com

Henry Shields  
MGM Resorts International  
hshields@mgmresorts.com

Ann Pongracz  
Sklar Williams PLLC  
apongracz@sklar-law.com

Anna Congdon  
Tyler Pepple  
Pepple Moser PC  
anna@pepplemoser.com  
tyler@pepplemoser.com

Hiliary Wilson  
Nevada Gold Mines LLC  
hiliary.wilson@barrick.com

Virginia Valentine  
Nevada Resort Association  
valentine@nevadaresorts.org

Hunter Stern  
Nevada Workers for Clean and AFF  
hls5@ibew1245.com

Monique Rodriguez  
Nathan Ring  
Reese Ring Velto PLLC  
monique@rrvlawyers.com  
nathan@rrvlawyers.com

Robert Sweetin  
Powerline Law  
bob@powerline.law

Lucy Crow  
Dietrich C. Hoefner  
Michelle A. Gaeng  
Womble Bond Dickinson LLP  
lucy.crow@wbd-us.com  
dietrich.hoefner@wbd.us.com  
michelle.gaeng@wbd-us.com

Alma Chao  
Josh Gubkin  
Redwood Materials, Inc.  
alma@redwoodmaterials.com  
joshgubkin@redwoodmaterials.com

Molly Watters  
Tract Management Co  
molly.watters@tractcapital.com

Kevin Lucas  
Wil Gehl  
Solar Energy Industries Association  
klucas@seia.org  
wgehl@seia.org

Shannon Anderson  
Solar United Neighbors  
sanderson@solarunitedneighbors.org

Courtney Feldman  
Sweep  
cfieldman@swenergy.org

Travis Madsen  
Southwest Energy Efficient Project  
tmadsen@swenergy.org

Danielle Hughes  
Tahoe Spark  
jointahoespark@gmail.com

Brad Heusinkveld  
Vote Solar  
bheusinkveld@votesolar.org

David Bender  
Earth Justice  
dbender@earthjustice.org

George Cavros  
Jeff Griffin  
Nicolas Oliver  
Zoe Harrold  
Western Resource Advocates  
george.cavros@westernresources.org  
jeff.griffin@westernresources.org  
Nicolas.oliver@westernresources.org  
Zoe.harrold@westernresources.org

Julia Hubbard  
Solar United Neighbors  
jhubbard@solarunitedneighbors.org

Rachel McMahon  
EDF Power Solutions  
Rachel.mcmahon@edf-re.com

Randall H. Miller  
David S. Jelsma  
Arnold & Porter Kaye Scholer LLP  
randy.miller@arnoldporter.com  
david.jelsma@arnoldporter.com

Jamie McGovern  
Walmart Inc.  
jamie.mcGovern@walmart.com

Joseph McClure  
Hafsa Tout  
Hallie Fox  
McDermott Will & Schulte LLP  
jmclure@mcdermottlaw.com  
htout@mcdermottlaw.com  
hfox@mcdermottlaw.com

Danyale Howard  
Qualus LLC  
Danyale.howard@qualuscorp.com

Terry Page  
Terry Page Consulting  
Terrypage0@me.com

Lisa Tormoen Hickey  
Tomoen Hickey LLC  
lisahickey@newlawgroup.com

/s/ Shawna Blank

Employee of Parsons Behle & Latimer

**EXHIBIT 1**

**CONFIDENTIAL**

**EXHIBIT 1**

**EXHIBIT 2**

**CONFIDENTIAL**

**EXHIBIT 2**

**EXHIBIT 3**

**CONFIDENTIAL**

**EXHIBIT 3**

## **EXHIBIT 4**

## **EXHIBIT 4**

# NV Energy

## RESPONSE TO INFORMATION REQUEST

|                    |                                   |                      |                             |
|--------------------|-----------------------------------|----------------------|-----------------------------|
| <b>DOCKET NO:</b>  | 26-05007                          | <b>REQUEST DATE:</b> | 08-25-2026                  |
| <b>REQUEST NO:</b> | Redwood 03 Part<br>R Confidential | <b>KEYWORD:</b>      | engineering study agreement |
| <b>REQUESTER:</b>  | Mensher                           | <b>RESPONDER:</b>    | Wells, Janet                |

### REQUEST:

Reference: Engineering Study Agreement

Question: R. Identify what NV Energy communicated to Redwood during the June 16, 2026 meeting regarding the steps Redwood needed to take to obtain electricity beyond the mitigated load provided for by NV Energy in the IRP.

**RESPONSE CONFIDENTIAL (yes or no):** No

**TOTAL NUMBER OF ATTACHMENTS:** None

### RESPONSE:

The meeting on June 16, 2026, was held to answer questions Redwood had after receiving the letter the Companies sent on June 15, 2026, to all customers whose load was included in the 2026 IRP load forecast on a mitigated ramp, notifying them of the mitigated ramp reflected in the forecast. Please see the response to Staff 83. Any steps provided by NV Energy were in direct response to the question(s) posed, there was no specific agenda for next steps.

**EXHIBIT 5**

**CONFIDENTIAL**

**EXHIBIT 5**