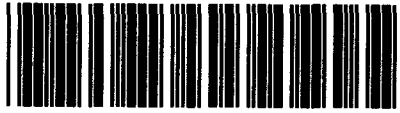




Control Number: 30617



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RE: SOAH Docket No. 473-05-5029; PUC Docket No. 30617
*Application of CenterPoint Energy Houston Electric, LLC for a Certificate
of Convenience and Necessity (CCN) for a Proposed Transmission Line
Within Brazoria, County, Texas*

To Whom It May Concern:

Enclosed is your copy of objections to testimony of David Knuckey,
Engineer for the Port of Freeport, filed today on behalf of Coastal Bend Property
Development, LP.

Respectfully submitted,

By: J. L. Jay / with permission
J. L. Jay
State Bar No. 10595000
8121 Broadway, Suite 100
Houston, Texas 77061-1341
(713) 645-9595

ATTORNEY FOR COASTAL BEND
PROPERTY DEVELOPMENT, LP

JLJ/mr

Enclosure(s)

CC: All Parties of Record

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**Intervenor, Coastal Bend Property Development, LP's
Objections to the testimony of David Knuckey, Engineer for the Port of
Freeport**

Although the testimony of Mr. Knuckey, in his capacity as engineer for the Port of Freeport was anticipated, it is still worth mentioning that less than one week prior to his filing this testimony, Mr. Knuckey filed his late response to CenterPoint's request for information that had been received by him one and a half months earlier. The fact that Mr. Knuckey has filed testimony raises additional issues and concerns. Less than one week earlier, Mr. Knuckey indicated that the Port was not preparing testimony to file in this proceeding. In fact, the first five questions in CenterPoints questionnaire dealt specifically with any testimony that the Port intended to file and those individuals that would be involved in presenting that testimony. By virtue of Mr. Knuckey's testimony, he has pointed out a list of requirements that now need to be satisfied. As I stated in my testimony on behalf of Coastal Bend Property Development, LP, it is difficult to believe that CenterPoint will not continue to press Mr. Knuckey for an adequate response, especially now that the Port has chosen to ignore questions 1 thru 5. Again, these questions are a matter of record and identified in item No. 71 in this application and are attached hereto. The slow and evasive manner in which the Port continues to conduct itself in this matter is disturbing. Until a full and fair accounting of the Port's involvement in this matter can be determined and reviewed by the Intervenor in this application, the proposed schedule listed in Order No. 4 for continued proceedings in this matter are subject to delay.

On pages 1 and 2 of Mr. Knuckey's testimony, he identifies his work experience with the Port for the past 23 years as having managed all capital improvement projects and major maintenance projects for the Port. An additional service that Mr. Knuckey has previously performed was as one of the professional consultants for the Texas A&M Center for Urban Affairs Study which assisted the Village of Quintana with the Quintana Plan 2000. The acknowledgements page in that report lists a number of professional consultants as contributors in that study where Mr. Knuckey, in his position as Director of Engineering and Construction for the Port of Freeport was identified. Excerpts of that Quintana plan were made a part of the testimony of Daniel D. Rucker filed previously.

On pages 3 and 4 of his testimony, Mr. Knuckey makes reference to concerns about an overhead segment of electrical transmission line running across the intra-coastal waterway because it would require latticework towers that would be between 160 and 170 feet tall, as opposed to steel poles that are currently proposed to be closer to the bridge. This is inaccurate. In either case, wherever any aerial crossing might take place across the intra-coastal, the latticework towers will be required. Further down on page 4, in an area that Mr. Knuckey identifies as "Segment H", he is discussing a transmission line that CenterPoint Energy has running within parcels 27 and 34 in the Navigation

District property that would require relocating and any new transmission line that might come through this area could create an obstacle in the Port's future development. When Mr. Knuckey refers to the negative impact of overhead or underground transmission facilities across any of the Port's property, he ignores the actual current impacted conditions of parcels 27 and 34. He makes no reference to the numerous pipelines and related infrastructure that traverse this area now. He also fails to mention the sizable seaway installation and its related facilities with its only dry access being the existing levy road that exists there now. All of this lies within parcels 27 and 34 on top of what the Port claims could one day will be a deep harborage. I suggest that the Port has a lot bigger problem in determining some future "retrofit" for this area than this transmission line. Mr. Knuckey continues by suggesting that there now exists in parcels 27 and 34, a CenterPoint distribution line that would need to be relocated in the near future due to development within those parcels. It has already been established that no leases, no contracts, no planning, no funded developments and no definite activity is planned or currently even proposed in the near term for either of these parcels.