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**DOCKET NO. 33734**

<b>APPLICATION OF ELECTRIC TRANSMISSION TEXAS, LLC FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY, FOR REGULATORY APPROVALS, AND INITIAL RATES</b>	<b>§ § § § § §</b>	<b>PUBLIC UTILITY COMMISSION  OF TEXAS</b>
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**COMMISSION STAFF'S LIST OF ISSUES**

**COMES NOW** the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this List of Issues and would show the following:

**I. List of Issues to Be Addressed**

1. Is the certificate of convenience and necessity (CCN) necessary for the service, accommodation, convenience, or safety of the public within the meaning of § 37.056(a) of the Public Utility Regulatory Act,<sup>1</sup> taking into account the following factors:
  - a. the adequacy of existing service;
  - b. the need for additional service;
  - c. the effect of granting the CCN on Electric Transmission Texas, LLC (ETT) and any electric utility serving the proximate area;
  - d. other factors, such as
    - i. community values
    - ii. recreational and park areas
    - iii. historical and aesthetic values
    - iv. environmental integrity
    - v. the probable improvement of service or lowering of cost to consumers in the area if the certificate is granted; and

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<sup>1</sup> Public Utility Regulatory Act, TEX. UTIL. CODE ANN. §§ 11.001 – 64.158 (Vernon 1998 & Supp. 2006) (PURA).

- vi. to the extent applicable, the effect of granting the certificate on the ability of this state to meet PURA's goal of adding renewable energy resources established by § 39.904(a).
- 2. Are the transactions covered by PURA § 14.101 in the public interest, taking into account:
  - a. the reasonable value of the property, facilities, or securities to be acquired, disposed of, merged, transferred, or consolidated;
  - b. whether the transactions will
    - i. adversely affect the health or safety of customers or employees;
    - ii. result in the transfer of jobs of the citizens of this state to workers domiciled outside this state; or
    - iii. result in the decline of service; and
  - c. whether AEP Texas Central Company will receive consideration equal to the reasonable value of the assets when they sell, lease or transfer assets.
- 3. Is the use of a July 1, 2007 through June 30, 2008 test year appropriate?
- 4. Are ETT's proposed rates and tariff just and reasonable?
- 5. Is ETT's proposed revenue requirement reasonable? In addressing this issue, consideration should be given to whether ETT properly accounted for the requirements in PURA § 36.058 regarding payments to affiliates.
- 6. Does ETT's code of conduct for affiliate transactions comply with the requirements of PURA § 36.058?
- 7. Does good cause exist to grant ETT a limited waiver from reporting and recordkeeping requirements of P.U.C. SUBST. R. 25.84 for de minimis affiliate transactions, as defined in the application?

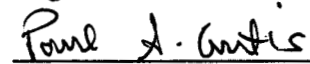
8. Does good cause exist to grant ETT a limited waiver from P.U.C. SUBST. R. 25.272(i) relating to ensuring compliance by new affiliates with ETT's code of conduct, as requested in the application?

In addition, Staff reserves the right to address additional issues.

Respectfully Submitted,

Thomas S. Hunter  
Division Director  
Legal Division

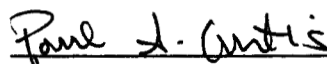
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**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on this the 16<sup>th</sup> day of March, 2007, in accordance with P.U.C. Procedural Rule 22.74.



Paul A. Curtis