



Control Number: 35665



Item Number: 58

Addendum StartPage: 0

RES America
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PUBLIC UTILITY COMMISSION
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DOCKET NO. 35665

**COMMISSION STAFF'S PETITION §
FOR THE SELECTION OF §
ENTITIES RESPONSIBLE FOR §
TRANSMISSION §
IMPROVEMENTS NECESSARY §
TO DELIVER RENEWABLE §
ENERGY FROM COMPETITIVE §
RENEWABLE ENERGY ZONES §**

**BEFORE THE
PUBLIC UTILITY COMMISSION
OF TEXAS**

RES AMERICA DEVELOPMENTS INC.'S MOTION TO INTERVENE

RES America Developments Inc. ("RES") files this motion to intervene pursuant to P.U.C. Proc. R. 22.101, 22.103 and 22.104.

I. Background

On May 23, 2008, the Commission Staff filed its Petition initiating this proceeding to select transmission service providers ("TSPs") to build the transmission facilities necessary to deliver renewable energy from the competitive renewable energy zones ("CREZs") designated in Docket No. 33672. Staff requested that the Commission select the TSPs responsible for building the required improvements as required by P.U.C. Subst. R. 25.174(c). Staff added that the Petition would facilitate continued settlement discussions among interested TSPs, as directed by the Commission, and that continued settlement discussions would involve parties that intervene in this proceeding.

II. Authorized Representative

The name, address and phone number of RES's authorized representative in this proceeding is as follows:

Patrick R. Cowlshaw
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901 Main Street, Suite 6000
Dallas, Texas 75202
(214) 953-6000
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III. Justiciable Interest

RES is a renewable energy company whose North American activities include substantial investment in Texas wind power projects. RES has made financial commitments to wind power projects in three CREZ zones – Panhandle zone 2A, McCamey zone 6, and Central zone 9A. The Commission's Interim Order on Reconsideration in Docket No. 33672 specifically recognized RES's financial commitment to projects in each of these zones, and recognized that RES's nominated projects fell within the boundaries of these designated CREZ zones.¹ RES also currently operates the 60 MW Whirlwind Energy Center wind project, located in Floyd County within CREZ zone 2A, which is interconnected to existing ERCOT facilities. RES has actively participated in PUC Docket No. 33672. As a developer of wind generation facilities that will depend directly upon the services of TSPs designated in this proceeding and as an operator of facilities that may be affected by the services of those

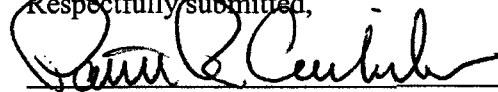
¹ PUC Docket No. 33672, Interim Order on Reconsideration Findings of Fact 41, 4j9, 57, 62, 63, 70, and 86 (Nov. 6, 2007).

TSPs, RES has a justiciable interest, not adequately represented by any other person, that may be adversely affected by the outcome and has standing to intervene.

IV. Prayer

Based upon the grounds set forth above, RES America Developments, Inc. respectfully requests that the Commission grants its Motion to Intervene and that RES be granted party status in this proceeding and such other and further relief as may be just.

Respectfully submitted,



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ATTORNEYS FOR RES AMERICA
DEVELOPMENTS INC.

CERTIFICATE OF SERVICE

I hereby certify that on the 27th day of June, 2008, a true and correct copy of the above and foregoing document was delivered by first class mail, by courier receipted delivery, by e-mail, or by facsimile transmission to all parties of record in this proceeding and all persons who have pending motions to intervene.



Patrick R. Cowlshaw