



Control Number: 37448



Item Number: 468

Addendum StartPage: 0

SOAH DOCKET NO. 473-10-1097
PUC DOCKET NO. 37448

RECEIVED
09 DEC 31 AM 9:24
PUBLIC UTILITY COMMISSION
FILING CLERK

APPLICATION OF LCRA TRANSMIS- §
SION SERVICES CORPORATION TO §
AMEND ITS CERTIFICATE OF CON- §
VENIENCE AND NECESSITY FOR THE §
GILLESPIE TO NEWTON 345 KV CREZ §
TRANSMISSION LINE IN GILLESPIE, §
LLANO, SAN SABA, BURNET, AND §
LAMPASAS COUNTIES, TEXAS §

BEFORE THE
STATE OFFICE OF ADMINISTRATIVE
HEARINGS


**LCRA TRANSMISSION SERVICES CORPORATION'S RESPONSE TO
CJ RANCH'S THIRD REQUEST FOR INFORMATION**

COMES NOW LCRA Transmission Services Corporation (LCRA TSC) and files this, its Response to CJ Ranch's Third Request for Information. This Response is timely filed. LCRA TSC agrees and stipulates that all parties may treat these responses as if the answers were filed under oath.

Respectfully submitted,

BICKERSTAFF HEATH DELGADO
ACOSTA LLP
R. Michael Anderson
Texas State Bar No. 01210050
Joe N. Pratt
Texas State Bar No. 16240100
3711 S. MoPac Expressway
Building One, Suite 300
Austin, Texas 78746
(512) 472-8021
(512) 320-5638 (FAX)
Email: rmanderson@bickerstaff.com
jpratt@bickerstaff.com

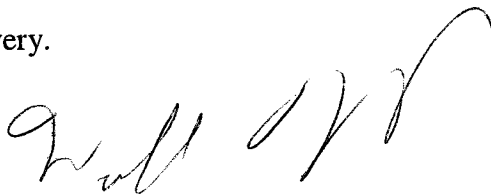
William T. Medaille
Associate General Counsel
Texas State Bar No. 24054502
Fernando Rodriguez
Associate General Counsel
Texas State Bar No. 17145300
Lower Colorado River Authority
P.O. Box 220
Austin, Texas 78767-0220
Telephone: (512) 473-3354
Facsimile: (512) 473-4010
Email: bill.medaille@lcra.org
ferdie.rodriquez@lcra.org
For Service: Docket37448CREZ@lcra.org

By: 
William T. Medaille

ATTORNEYS FOR LCRA TRANSMISSION
SERVICES CORPORATION

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was served on the propounding party (pursuant to Order No. 1) on the 31st day of December 2009, by email, facsimile, First-Class U.S. mail, or by hand delivery.


William T. Medaille

**SOAH DOCKET NO. 473-10-1097
PUC DOCKET NO. 37448**

APPLICATION OF LCRA TRANSMIS- SION SERVICES CORPORATION TO AMEND ITS CERTIFICATE OF CON- VENIENCE AND NECESSITY FOR THE GILLESPIE TO NEWTON 345 KV CREZ TRANSMISSION LINE IN GILLESPIE, LLANO, SAN SABA, BURNET, AND LAMPASAS COUNTIES, TEXAS	§ § § § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
--	--------------------------------------	---

**LCRA TRANSMISSION SERVICES CORPORATION'S RESPONSE TO
CJ RANCH'S THIRD REQUEST FOR INFORMATION**

Question No. 3-1:

Please refer to page 11 of Dennis Palafox's Direct Testimony, lines 7 through 9, wherein he mentions initiating discussions with U.S. Fish & Wildlife Service ("USFW") with respect to the Endangered Species Act ("ESA") prior to filing the Application. Please describe in detail the first such discussion by identifying date of discussion and persons participation (including the entity with whom the person is affiliated), and by describing in detail the content of the discussion.

Response No. 3-1:

LCRA TSC has objected to this question.

Preparer:
Sponsor:

Title:
Title:

**SOAH DOCKET NO. 473-10-1097
PUC DOCKET NO. 37448**

APPLICATION OF LCRA TRANSMIS- SION SERVICES CORPORATION TO AMEND ITS CERTIFICATE OF CON- VENIENCE AND NECESSITY FOR THE GILLESPIE TO NEWTON 345 KV CREZ TRANSMISSION LINE IN GILLESPIE, LLANO, SAN SABA, BURNET, AND LAMPASAS COUNTIES, TEXAS	§ § § § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
--	--------------------------------------	---

**LCRA TRANSMISSION SERVICES CORPORATION'S RESPONSE TO
CJ RANCH'S THIRD REQUEST FOR INFORMATION**

Question No. 3-2:

Please identify and describe in detail in the same fashion as in 3-1 above all subsequent discussions with USFW, whether involving LCRA or PBS&J personnel or any other consultant to LCRA, regarding the ESA or the construction of the transmission lines contemplated in the Application.

Response No. 3-2:

LCRA TSC has objected to this question.

Preparer:
Sponsor:

Title:
Title:

**SOAH DOCKET NO. 473-10-1097
PUC DOCKET NO. 37448**

APPLICATION OF LCRA TRANSMIS- SION SERVICES CORPORATION TO AMEND ITS CERTIFICATE OF CON- VENIENCE AND NECESSITY FOR THE GILLESPIE TO NEWTON 345 KV CREZ TRANSMISSION LINE IN GILLESPIE, LLANO, SAN SABA, BURNET, AND LAMPASAS COUNTIES, TEXAS	§ § § § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
--	--------------------------------------	---

**LCRA TRANSMISSION SERVICES CORPORATION'S RESPONSE TO
CJ RANCH'S THIRD REQUEST FOR INFORMATION**

Question No. 3-3:

Please produce copies of all documents reflecting such discussions in 3-1 and 3-2 above.

Response No. 3-3:

LCRA TSC has objected to this question.

Preparer:
Sponsor:

Title:
Title:

**SOAH DOCKET NO. 473-10-1097
PUC DOCKET NO. 37448**

APPLICATION OF LCRA TRANSMIS- SION SERVICES CORPORATION TO AMEND ITS CERTIFICATE OF CON- VENIENCE AND NECESSITY FOR THE GILLESPIE TO NEWTON 345 KV CREZ TRANSMISSION LINE IN GILLESPIE, LLANO, SAN SABA, BURNET, AND LAMPASAS COUNTIES, TEXAS	§ § § § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
--	--------------------------------------	---

**LCRA TRANSMISSION SERVICES CORPORATION'S RESPONSE TO
CJ RANCH'S THIRD REQUEST FOR INFORMATION**

Question No. 3-4:

Please produce all documents reflecting communications between USFW, on one hand, and LCRA or PBS&J, on the other hand, regarding or relating to the Application, the contents of the Application, the topics addressed in the Application, or the construction of the transmission lines that are the subject of the Application.

Response No. 3-4:

LCRA TSC has objected to this question.

Preparer:
Sponsor:

Title:
Title:

**SOAH DOCKET NO. 473-10-1097
PUC DOCKET NO. 37448**

APPLICATION OF LCRA TRANSMIS- SION SERVICES CORPORATION TO AMEND ITS CERTIFICATE OF CON- VENIENCE AND NECESSITY FOR THE GILLESPIE TO NEWTON 345 KV CREZ TRANSMISSION LINE IN GILLESPIE, LLANO, SAN SABA, BURNET, AND LAMPASAS COUNTIES, TEXAS	§ § § § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
--	--------------------------------------	---

**LCRA TRANSMISSION SERVICES CORPORATION'S RESPONSE TO
CJ RANCH'S THIRD REQUEST FOR INFORMATION**

Question No. 3-5:

Please produce all documents reflecting communications between USFW, on one hand, and LCRA or PBS&J, on the other hand, regarding or relating to the Case.

Response No. 3-5:

LCRA TSC has objected to this question.

Preparer:
Sponsor:

Title:
Title:

**SOAH DOCKET NO. 473-10-1097
PUC DOCKET NO. 37448**

APPLICATION OF LCRA TRANSMIS- SION SERVICES CORPORATION TO AMEND ITS CERTIFICATE OF CON- VENIENCE AND NECESSITY FOR THE GILLESPIE TO NEWTON 345 KV CREZ TRANSMISSION LINE IN GILLESPIE, LLANO, SAN SABA, BURNET, AND LAMPASAS COUNTIES, TEXAS	§ § § § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
--	--------------------------------------	---

**LCRA TRANSMISSION SERVICES CORPORATION'S RESPONSE TO
CJ RANCH'S THIRD REQUEST FOR INFORMATION**

Question No. 3-6:

Please produce all documents reflecting communications between Texas Parks & Wildlife Department ("TPWD"), on one hand, and LCRA or PBS&J, on the other hand, regarding or relating to the Application, the contents of the Application, the topics addressed in the Application, or the construction of the transmission lines that are the subject of the Application.

Response No. 3-6:

A letter dated March 3, 2009, from PBS&J to TPWD, and a letter dated May 12, 2009, from TPWD to PBS&J are included in Appendix B to the EA. A copy of the letter dated October 28, 2009, conveying a copy of the EA to TPWD as required by Question 27 in the Application is included as Attachment 13 to the Application. Additionally, a portion of an attachment to a 2008 e-mail exchange between PBS&J and TPWD regarding endangered species applies to this project. A copy of the exchange and the portion of the attachment related to this project is voluminous and is available for viewing by contacting Gina Eddy or Janet McNutt at 512-473-3287 to make an appointment.

Co-Preparer: Dennis Palafox
Co-Preparer: Rob Reid
Co-Sponsor: Dennis Palafox
Co-Sponsor: Rob Reid

Title: Sr. Regulatory Case Manager, LCRA
Title: Principal Project Director, PBS&J
Title: Sr. Regulatory Case Manager, LCRA
Title: Principal Project Director, PBS&J

**SOAH DOCKET NO. 473-10-1097
PUC DOCKET NO. 37448**

APPLICATION OF LCRA TRANSMIS- SION SERVICES CORPORATION TO AMEND ITS CERTIFICATE OF CON- VENIENCE AND NECESSITY FOR THE GILLESPIE TO NEWTON 345 KV CREZ TRANSMISSION LINE IN GILLESPIE, LLANO, SAN SABA, BURNET, AND LAMPASAS COUNTIES, TEXAS	§ § § § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
--	--------------------------------------	---

**LCRA TRANSMISSION SERVICES CORPORATION'S RESPONSE TO
CJ RANCH'S THIRD REQUEST FOR INFORMATION**

Question No. 3-7:

Please produce all documents reflecting communications between TPWD, on one hand, and LCRA or PBS&J, on the other hand, regarding or relating to the Case.

Response No. 3-7:

See the response to Question 3-6.

Preparer: Dennis Palafox
Co-Sponsor: Dennis Palafox
Co-Sponsor: Rob Reid

Title: Sr. Regulatory Case Manager, LCRA
Title: Sr. Regulatory Case Manager, LCRA
Title: Principal Project Director, PBS&J

**SOAH DOCKET NO. 473-10-1097
PUC DOCKET NO. 37448**

APPLICATION OF LCRA TRANSMISSION SERVICES CORPORATION TO AMEND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY FOR THE GILLESPIE TO NEWTON 345 KV CREZ TRANSMISSION LINE IN GILLESPIE, LLANO, SAN SABA, BURNET, AND LAMPASAS COUNTIES, TEXAS	§ § § § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
--	--------------------------------------	---

**LCRA TRANSMISSION SERVICES CORPORATION'S RESPONSE TO
CJ RANCH'S THIRD REQUEST FOR INFORMATION**

Question No. 3-8:

To the extent not covered by 3-3 through 3-7 above, please produce all documents between either USFW or TPWD, on one hand, and any consultant to LCRA or PBS&J, on the other, regarding or relating to the Application, the contents of the Application, the topics addressed in the Application, the construction of the transmission lines that are the subject of the Application, or the Case.

Response No. 3-8:

LCRA TSC has objected to the portions of this question referring to the USFWS.

Regarding TPWD, all documents between TPWD and LCRA or PBS&J were made available in response to Question 3-6.

Preparer: Dennis Palafox
Co-Sponsor: Dennis Palafox
Co-Sponsor: Rob Reid

Title: Sr. Regulatory Case Manager, LCRA
Title: Sr. Regulatory Case Manager, LCRA
Title: Principal Project Director, PBS&J