



Control Number: 37464



Item Number: 687

Addendum StartPage: 0

Request to Intervene in PUC Docket No. 37464

The following information must be submitted by the person requesting to intervene in this proceeding. This completed form will be provided to all parties in this docket. **If you DO NOT want to be an intervenor, but still want to file comments, please complete the "Comments" page.**

Mail this completed form and 10 copies to:

Public Utility Commission of Texas
Central Records
Attn: Filing Clerk
1701 N. Congress Ave.
P.O. Box 13326
Austin, TX 78711-3326

First Name: Timothy Last Name: McGhee
Phone Number: 512-358-1938 Fax Number: _____
Address, City, State: 4106 Great Plains Dr., Austin, TX 78735

RECEIVED
10 JAN 11 AM 9:46
PUBLIC UTILITY COMMISSION
FILING CLERK

I am requesting to intervene in this proceeding. As an INTERVENOR, I understand the following:

- I am a party to the case;
- I am required to respond to all discovery requests from other parties in the case;
- If I file testimony, I may be cross-examined in the hearing;
- If I file any documents in the case, I will have to provide a copy of that document to every other party in the case; and
- I acknowledge that I am bound by the Procedural Rules of the Public Utility Commission of Texas (PUC) and the State Office of Administrative Hearings (SOAH).

Please check one of the following:

- ☒ I own property with a habitable structure located near one or more of the utility's proposed routes for a transmission line.
- ☐ One or more of the utility's proposed routes would cross my property.
- ☐ Other. Please describe and provide comments. You may attach a separate page, if necessary. _____

Please see attached.

Signature of person requesting intervention:

Timothy McGhee

Date: 1/4/10

Sunday, January 10, 2010

Dear Members of the PUC:

Since I wrote to you last week, I've done a fair amount of research in respect of the process of route selection generally and the progress of Docket # 37464 specifically. I've spoken with the Mills County judge, the city manager of Goldthwaite, Mel Ferguson in Senator Fraser's Marble Falls office, the legal division at the PUC, and some folks off the service list for this particular construction project (Brown to Newton). And much to my consternation, I've discovered that the internal staff at the PUC has, contrary to the preferred route recommended by ONCOR, recently submitted paperwork in favor of its preferred route (#140) which does in fact go across our small piece of property in Mills County. Of course, my level of concern is now much elevated.

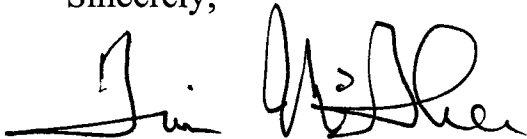
I write to you now to formally request status of "intervenor." I've attached the required number of copies of the appropriate form, along with copies of all my previous correspondence. I understand that we're past the deadline for doing this; and I understand that my request may be denied. Still, I'm asking for the exception for the following reasons:

1. Family interests, a new job, and significant international travel over the fall have conspired in many respects to distract me from my day-to-day affairs. In particular, my mail stacked up and went largely unexamined until the recent Christmas holiday. It was only then that I began to understand the potential seriousness of the proceedings that are now underway in the pending eminent domain actions for the Brown to Newton project (Docket #37464).
2. I'm concerned that the PUC staff made its preferred recommendation of Route #140 because those of us along it did not register as "intervenor," did not hire counsel, and were generally silent. Speaking for myself, however, it is emphatically NOT the case that I do not care. Frankly, I had the vague impression that status along an "alternate" route would afford some kind of protection. Now, on further review and investigation, I realize that's not true.
3. While I do not at the moment have anything (besides the previously submitted letter) to add to the formal record for this case, what I have learned in the last week is that the on-going process is complex in ways that I did not understand and probably still don't. It's now clear ~~that~~ to

me that I should really be afraid of what I don't know and what may yet come. And since the process will continue – I'm told – until the first week of April, I'm worried that without intervenor status, I'll be unable to add to the record or negotiate in my interests as days ahead unfold. Never having been through such a process and lacking funds to hire a lawyer, I'm hoping ignorance is some basis for granting my very tardy request to represent myself.

In closing, please accept my apologies for putting you in the position I have. I do understand the need for process and structure, particularly in complex situations like this one. And so when someone like me comes along and asks for an exception, it throws a wrench in the works. Still, I owe it to myself and my family to try because we do love our home in Mills County.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tim McGhee', with a stylized, cursive script.

Tim McGhee
93 County Road 442
Goldthwaite, Texas 76844

or

4106 Great Plains Drive
Austin, Texas 78735
(512) 632-8656

Comments in Docket No. 37464

If you want to be a PROTESTOR only, please complete this form. Although public comments are not treated as evidence, they help inform the PUC and its staff of the public concerns and identify issues to be explored. The PUC welcomes such participation in its proceedings.

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P.O. Box 13326
Austin, TX 78711-3326

First Name: Timothy Last Name: McGhee

Phone Number: 512-358-1938 Fax Number: _____

Address, City, State: 4106 Great Plains Dr., Austin, TX 78735

I am NOT requesting to intervene in this proceeding. As a PROTESTOR, I understand the following:

- I am NOT a party to this case;
- My comments are not considered evidence in this case; and
- I have no further obligation to participate in the proceeding.

Please check one of the following:

- ☒ I own property with a habitable structure located near one or more of the utility's proposed routes for a transmission line.
- ☐ One or more of the utility's proposed routes would cross my property.
- ☐ Other. Please describe and provide comments. You may attach a separate page, if necessary. _____

Please see attached.

Signature of person submitting comments:

Timothy McGhee

Date: 1/4/10

Monday, January 4, 2010

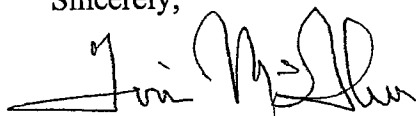
Dear Members of the PUC:

Attached is a letter I sent to Manuel Flores, the ONCOR representative through whom I thought I was to submit my formal comments in regard to pending construction of the Brown-Newton transmission line. (Docket # 37464) In a recent follow-up call to Mr. Flores (1/4), it became clear to me that my remarks in that letter would not become part of the permanent record unless I forwarded them in multiple copies to the PUC, which I am now doing. My apologies for missing the mark initially.

Through that same follow up with Mr. Flores and a subsequent call I then made to the PUC, it became further clear that I might have an interest, depending on the final decision of the PUC, in having status as an "intervenor." Because I can't afford a lawyer and because my property is listed on ONCOR's preliminary filings as an alternate route (not the preferred one), I do not feel the need right now to offer comments for the record other than the ones in my letter. But if the PUC decides to pursue one of the alternate routes across my property, I'd like standing to formally address the Commission for my interests. I don't know how to do this, but thought I'd start by submitting both the "Protestor" comments page as well as the "Intervenor" application. I'll depend on you guys to let me know if I've done this correctly.

I am following matters closely on the PUC website and plan to attend some of the hearings at the Austin Hilton beginning on January 11. Thanks for keeping me in the loop.

Sincerely,

A handwritten signature in black ink, appearing to read "Tim McGhee", with a stylized flourish at the end.

Tim McGhee
4106 Great Plains Drive
Austin, Texas 78735
(512) 358-1938
(512) 632-8656

Sunday, Sept. 20, 2009


Dear Mr. Flores:

Thank you so much for taking the time last Tuesday evening to speak with me about on-going efforts to construct the new Brown-Newton transmission line. Because of its potential impact on a property we own in Mills County at 93 CR 442 (a couple miles outside Goldthwaite), my wife and I are - of course - deeply concerned. As Oncor draws its filing application for the PUC, I respectfully request that it (and you) give thought to the following considerations:

1. Because our property is a small one at just over 19 acres, the impact of such a large project on our interests would be disproportionate.
2. When we bought the property in 2003, we were looking for a place that would allow us to escape from the city and enjoy the calming peace of a rural aesthetic, quiet and beautiful. It has been our habit now for the last five or six years to travel to Mills County virtually every weekend to tend our animals, clear our minds, and rest in the tranquility of that beautiful countryside. Given the size of the towers that are proposed, their audible output when demand is up, and the necessary proximity of the construction should you cross our small lot, the value of the land for the primary reason we bought it (i.e. aesthetics) would be destroyed by this project.
3. If you crossed our land adjacent to the existing easement, you would necessarily remove most of the large oaks on the property, trees that currently form a screen on the eyesore of the smaller transmission line that is there now.
4. It's also true that we spent a great deal of time, nearly a year, venturing out on most every weekend looking for land that would meet our needs: fenced, affordable, topographically appealing, off the highway, accessible to Austin but removed from the influence of any large urban core, with good ground water and trustworthy neighbors. The time it took to locate this piece of land was significant, and at our ages, I'm not sure we have the capacity to do it again.
5. On a more personal level, after buying the land we resolved as a family that we would build - with our own hands - a small, all-wood cabin. The site was selected to maximize our pastoral criterion. We subcontracted the foundation, but then bought the supplies and painstakingly build, plank-by-plank, over a period of two years, a lovely two-story cabin. The investment of our sweat, tears, and occasional bit of blood makes this retreat a more deeply prized thing than if we'd simply bought it. The project that you, Oncor, and the PUC are contemplating would - were it built here - easily pass within 500 feet of this cabin, destroying the character of the place and therein its meaning to us as a family.

For all these reasons, upon which I'd happily expand if you'd like to talk further, I implore you and the interests you represent to find a route for this massive line other than the one that would take it across our small and hard-won slice of peace. Please call if you need further information.

Sincerely,

A handwritten signature in black ink, appearing to read "Tim McGhee". The signature is fluid and cursive, with the first name "Tim" written in a larger, more prominent script than the last name "McGhee".

Tim McGhee
4106 Great Plains Drive
Austin, Texas 78735
(512) 358-1938
(512) 632-8656