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**P.U.C DOCKET NO. 37778
SOAH DOCKET NO. 473-10-2461**

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APPLICATION OF LCRA TRANSMISSION SERVICES CORPORATION TO AMEND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY (CCN) FOR THE PROPOSED TWIN BUTTES TO MCCAMEY D 345-KV CREZ TRANSMISSION LINE IN TOM GREEN, IRION, AND SCHLEICHER COUNTIES, TEXAS	§ § § § § § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
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**WARDLAW BROTHERS RANCH, LTD'S OBJECTIONS TO
CROSS-REBUTTAL TESTIMONY OF
LON SLAUGHTER AND LANE PRICKETT AND
MOTION TO STRIKE**

Wardlaw Brothers Ranch, Ltd. (Wardlaw) files these objections to the cross-rebuttal testimony of Lon Slaughter and Lane Prickett, and in support shows:

1. These objections are timely filed on April 12, 2010, in accordance with Order No. 6.
2. The direct testimony of Slaughter and Prickett was filed on March 17, 2010, and did not propose the modifications to routes and alternate routes proposed in the cross-rebuttal testimony filed April 1, 2010 by each Slaughter and Prickett as set forth below.
3. Cross-rebuttal must be limited to the issues placed in conflict by the adverse parties' evidence, and may not be used to introduce new issues into a proceeding. As ordered by the ALJ in this proceeding, "Cross-rebuttal testimony is limited to issues raised solely in intervenor testimony (not LCRA TSC direct testimony)." See Order No. 2 entered herein on February 12, 2010. The testimony objected to herein is stated by Slaughter and Prickett to be in rebuttal to "Wardlaw made a proposal on

Slaughter's land, and Slaughter has some responses and proposals of its own in response. Bryant

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made a proposal on Bryant's land, and Slaughter has some responses and proposals of its own in response.” See Slaughter rebuttal testimony filed herein, p.3; Prickett rebuttal testimony filed herein, p. 3.

It is submitted that such testimony by Slaughter and Prickett is not in fact rebuttal to any testimony, and instead is late-filed direct testimony which proposes for the first time new modifications and a new alternate route.

4. The late-filed testimony of Slaughter which is not proper rebuttal, and which is objected to herein is the following:

p. 7, lines 12-21:

p. 8, lines 1-4, 8-10, 15-23;

p. 9, lines 1-18;

p. 10, lines 12 (beginning with “or”) -16 (ending with “A13A”);

Exhibit E and Exhibit G.

Wardlaw moves that such testimony and exhibits be stricken.

5. The late-filed testimony of Prickett which is not proper rebuttal, and which is objected to herein is the following:

p. 7, lines 12-21:

p. 8, lines 1-4, 8-10, 15-23;

p. 9, lines 1-18;

p. 10, lines 12 (beginning with “or”) -16 (ending with “A13A”);

Exhibit E and Exhibit G.

Wardlaw moves that such testimony and exhibits be stricken.

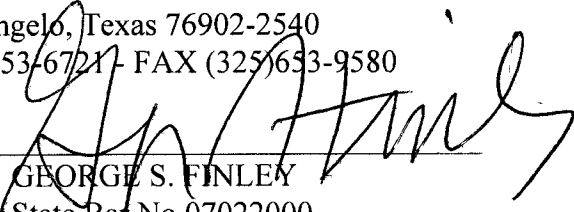
WHEREFORE, Wardlaw Brothers Ranch, Ltd. respectfully requests that its objections to the rebuttal testimony of Lon Slaughter and Lane Prickett be sustained, that such testimony be stricken from the record, and for all further relief to which Wardlaw Brothers Ranch, Ltd. is entitled to receive.

Respectfully submitted,

H.R. Wardlaw, Attorney-at-Law
1201 South Park
San Angelo, TX 76901
(325) 655-9698 - (325) 655-0592 (Fax)
State Bar No. 20861000

SMITH • ROSE • FINLEY
A Professional Corporation
P.O. Box 2540
San Angelo, Texas 76902-2540
(325) 653-6721 - FAX (325) 653-9580

By: _____


GEORGE S. FINLEY
State Bar No. 07022000

ATTORNEYS FOR WARDLAW BROTHERS
RANCH, LTD

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing document was served on all parties of record, via mail, facsimile or electronically on this the _____ day of April, 2010:


GEORGE S. FINLEY