



Control Number: 37778



Item Number: 472

Addendum StartPage: 0

SOAH DOCKET NO. 473-10-2461
PUC DOCKET NO. 37778

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APPLICATION OF LCRA § BEFORE THE STATE OFFICE
TRANSMISSION SERVICES §
CORPORATION TO AMEND ITS §
CERTIFICATE OF CONVENIENCE AND §
NECESSITY FOR THE PROPOSED § OF
TWIN BUTTES TO MCCAMEY D CREZ §
345-KV TRANSMISSION LINE IN TOM §
GREEN, IRION, AND SCHLEICHER §
COUNTIES, TEXAS § ADMINISTRATIVE HEARINGS

**JACKIE L. ROBISON'S VERIFIED MOTION TO
RECONSIDER AND/OR REINSTATE**

Intervenor Jackie L. Robison (hereinafter "Mrs. Robison") asks the Administrative Law Judge in the above-referenced proceeding (the "ALJ") to reconsider Mrs. Robison's dismissal as a party to the above-referenced proceeding pursuant to Order No. 8 and/or to reinstate Mrs. Robison as a party to such proceeding for the following reasons:

I.

Mrs. Robison owns Tract No. A14-007 and previously appeared in this proceeding, representing herself without legal counsel. However, thereafter, she unexpectedly underwent emergency open heart surgery and just became aware that Order No. 8 dismissed her from this proceeding.

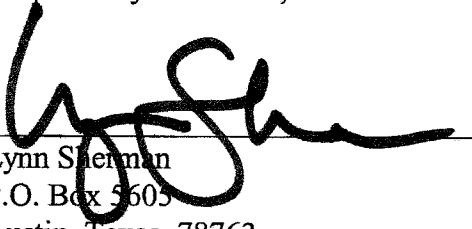
II.

As it pertains to Mrs. Robison and the property that she owns, this case should be decided on its merits and not as a result of major health emergency resulting in a *pro se* party missing procedural deadline. The attached Motion for Leave to File Direct Testimony and the Direct Testimony of Jackie L. Robison that is attached thereto clearly reflect Mrs. Robison's intent to continue to diligently participate in this proceeding.

III.

For these reasons, Jackie L. Robison respectfully asks that Order No. 8 be reconsidered with respect to her dismissal and, if necessary, that she be reinstated as a party to this proceeding, and that she be granted any other relief to which she may show herself entitled.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Lynn Sherman", is written over a horizontal line.

Lynn Sherman
P.O. Box 5605
Austin, Texas 78763
512.431.6515 (phone)
lsherman@h2otx.net

ATTORNEY FOR
JACKIE L. ROBISON

STATE OF TEXAS

COUNTY OF _____

VERIFICATION

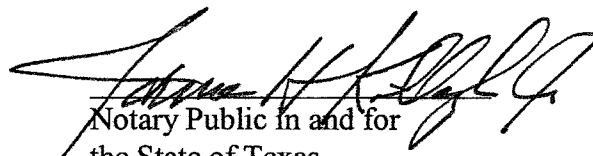
BEFORE ME, the undersigned notary, on this day personally appeared Jackie L. Robison, the affiant, a person whose identity is known to me. After I administered an oath to affiant, affiant testified:

“My name is Jackie L. Robison. I am over 18 years of age, of sound mind, and capable of making this verification. I have read the document above, and the facts stated in it are within my personal knowledge and are true and correct to the best of my knowledge and belief.”



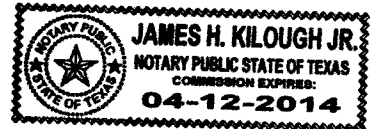
Jackie L. Robison

SWORN TO AND SUBSCRIBED BEFORE ME this 7 day of April, 2010.



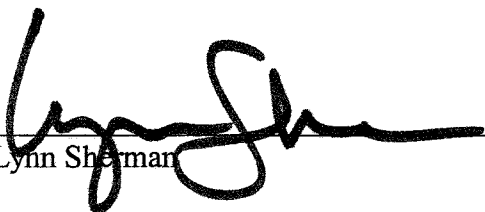
Notary Public in and for
the State of Texas

My commission expires:
4/12/2010



CERTIFICATE OF SERVICE

¹²⁴⁵
I hereby certify that on this 8 day of April, 2010, a true and complete copy of the foregoing document is being served via electronic mail, facsimile, U.S. mail, or hand delivery on all parties of record.



Lynn Sherman

**SOAH DOCKET NO. 473-10-2461
PUC DOCKET NO. 37778**

APPLICATION OF LCRA TRANSMISSION SERVICES CORPORATION TO AMEND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY FOR THE PROPOSED TWIN BUTTES TO MCCAMEY D CREZ 345-KV TRANSMISSION LINE IN TOM GREEN, IRION, AND SCHLEICHER COUNTIES, TEXAS	§ § § § § § § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
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**JACKIE L. ROBISON'S
MOTION FOR LEAVE TO FILE HER DIRECT TESTIMONY**

COMES NOW, Intervenor Jackie L. Robison (hereinafter "Mrs. Robison") and asks the Administrative Law Judge in the above-referenced proceeding (the "ALJ") to grant Mrs. Robison leave to file her direct testimony for the following reasons:

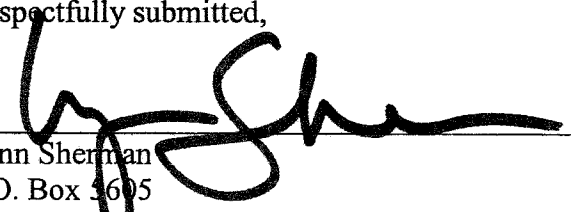
I.

Mrs. Robison owns Tract No. A14-007 and previously appeared in this proceeding, representing herself without legal counsel. However, thereafter, she unexpectedly underwent emergency open heart surgery and just became aware that Order No. 8 dismissed her from this proceeding.

II.

For these reasons, Jackie L. Robison respectfully asks that she be granted leave to file her direct testimony, which is attached, and that she be granted any other relief to which she may show herself entitled.

Respectfully submitted,



Lynn Sherman
P.O. Box 5605
Austin, Texas 78763
512.431.6515 (phone)
ls Sherman@h2otx.net

ATTORNEY FOR
JACKIE L. ROBISON

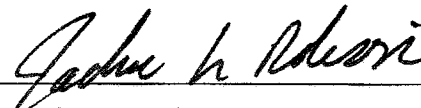
STATE OF TEXAS

COUNTY OF Tom Green

VERIFICATION

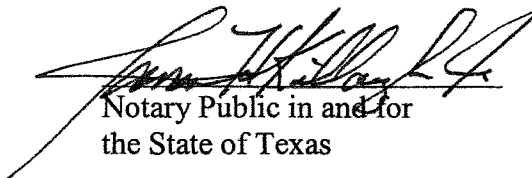
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"My name is Jackie L. Robison. I am over 18 years of age, of sound mind, and capable of making this verification. I have read the document above, and the facts stated in it are within my personal knowledge and are true and correct to the best of my knowledge and belief."



Jackie L. Robison

SWORN TO AND SUBSCRIBED BEFORE ME this 7 day of April, 2010.


Notary Public in and for
the State of Texas

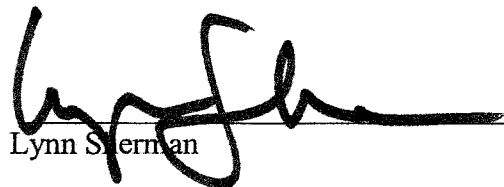


My commission expires:

4/12/2014

CERTIFICATE OF SERVICE

^{12th}
I hereby certify that on this 9th day of April, 2010, a true and complete copy of the foregoing document is being served via electronic mail, facsimile, U.S. mail, or hand delivery on all parties of record.


Lynn Sherman

**SOAH DOCKET NO. 473-10-2461
PUC DOCKET NO. 37778**

APPLICATION OF LCRA	§	BEFORE THE STATE OFFICE
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COUNTIES, TEXAS	§	ADMINISTRATIVE HEARINGS

DIRECT TESTIMONY

OF

JACKIE L. ROBISON

April 9, 2010

**SOAH DOCKET NO. 473-10-2461
PUC DOCKET NO. 37778**

**DIRECT TESTIMONY OF
JACKIE L. ROBISON**

1 **Q. PLEASE STATE YOUR NAME AND ADDRESS.**

2 **A. Jackie Lynn Robison**
3 **P.O. Box 8**
4 **Knickerbocker, TX 76939**

6 **Q. PLEASE DESCRIBE YOUR PROPERTY IN TOM GREEN COUNTY.**

7 **A. My property is located on Guinn Road and is tract A-14-007. It is 427 acres more or less.**
8 **The property is hills and prairie with many live oak , native walnut, native**
9 **persimmon, mesquite, and cedar. There are a lot fewer prickly pear cacti than**
10 **when we moved here because of our spraying program. Our home is in the center**
11 **of the property and we have three barns, pens, four well houses and a greenhouse.**
12 **The land has be cleaned and cleared with conservation in mind. We are working**
13 **with the Wildlife Land Trust of the Humane Society of the United States.**

15 **Q. WHAT BRINGS YOU TO TESTIFY IN THIS PROCEEDING?**

16 **A. I own the land in tract A-14-007 on Guinn Road.**

18 **Q. PLEASE DESCRIBE YOUR PERSONAL EXPERIENCE WITH YOUR**
19 **PROPERTY IN TOM GREEN COUNTY?**

20 **A,** From the time we moved here in 1999 our focus has been on cleaning and clearing the
21 property of scrub trees like Mesquite, Cedar, and Hackberry and the removal of prickly
22 pear cactus and anything that would be considered not native to this land. My husband
23 has cleared three large fields for growing oats and hay for the wildlife.
24 He has also created dams for the retention of water for the lands benefit. The work of
25 maintaining every year to prevent this unwanted brush to not return.

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**DIRECT TESTIMONY OF
JACKIE L. ROBISON**

1 With all of this we have seen the native grasses return and the live oaks , native
2 persimmon and native walnuts are thriving.

3 This is also great for our wildlife that thrives on native growth.

4 We have also seen a large increase in our groundwater.

5 We have been working with Robert W. Koons, Executive Director of Wildlife Land
6 Trust of the United States of America since January of 2008 to put our land into a
7 Wildlife Preserve. This is now in our wills and will occur upon my death. This is a
8 privately held wildlife preserve. There is only one other privately held wildlife preserve
9 in Texas and it is in east Texas.

10 I also do rescue fawns that have lost their mother every year and I release these fawns at
11 four months of age. They are very sensitive to noise and any construction noise would be
12 very stressful for them.

13 These are the primary reasons I would prefer to have this transmission line moved to the
14 east following the a16 and a-13 route.

15
16
17
18 **Q. PLEASE DESCRIBE THE LOCATION OF THE TRANSMISSION LINE**
19 **ROUTES UNDER CONSIDERATION IN THIS PROCEEDING RELATIVE TO**
20 **YOUR PROPERTY IN TOM GREEN COUNTY.**

21 **A.** Segment A-14 of LCR TSC's preferred route (TM5) affects my property. It appears that
22 Segment A-14 is located on the within my east fence line of my property (i.e., Tract No.
23 A-14). It also appears to be close to the 500 ft. away from my house.

24
25 **Q. ARE THERE ANY HABITABLE STRUCTURES WITHIN 500 FEET OF THE**
26 **CENTER LINE OF ANY ROUTE UNDER CONSIDERATION IN THIS**
27 **PROCEEDING?**

28 **A.** It appears to be close to the 500 ft. away from my house.

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**DIRECT TESTIMONY OF
JACKIE L. ROBISON**

1

2

3

4 **Q. WHAT OTHER CONCERNS DO YOU HAVE ABOUT ANY ROUTE UNDER**
5 **CONSIDERATION IN THIS PROCEEDING?**

6 **A.**

7 **Q. HAVE YOU NOTIFIED LCRA TSC OF YOUR CONCERNS?**

8 **A.** Yes.

9 **Q. DID LCRA TSC EVER RESPOND TO YOU AFTER YOU NOTIFIED LCRA TSC**
10 **OF YOUR CONCERNS?**

11 **A.** Yes

12

13 **Q. DO YOU KNOW WHETHER THE INFORMATION THAT YOU SUBMITTED**
14 **TO LCRA TSC WAS CONSIDERED BY LCRA TSC IN ITS SELECTION OF**
15 **TM5, WHICH INCLUDES SEGMENT A-14, AS ITS PREFERRED ROUTE?**

16 **A.** Do not know.

17

18 **Q. ARE YOU OPPOSED TO ANY SPECIFIC ROUTES OR SEGMENTS?**

19 **A.** I am opposed to segment A-14 for the previously stated reasons.

20

21 **Q. IS THERE A ROUTE THAT YOU WOULD RECOMMEND?**

22 **A.** The eastern route, which is TM6.

23

24 **Q. WHY DO YOU RECOMMEND THIS ROUTE?**

25 **A.** It is close the already developed area.

26

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**DIRECT TESTIMONY OF
JACKIE L. ROBISON**

1 Q. IS THE INFORMATION CONTAINED IN YOUR TESTIMONY AND THAT
2 YOU ARE SPONSORING TRUE AND CORRECT TO THE BEST OF YOUR
3 KNOWLEDGE AND BELIEF?

4 A. Yes.

5

6 Q. DOES THIS CONCLUDE YOUR TESTIMONY?

7 A. Yes.

DIRECT TESTIMONY OF
JACKIE L. ROBISON

STATE OF TEXAS

COUNTY OF TOM GRADY

AFFIDAVIT OF L. ROBISON

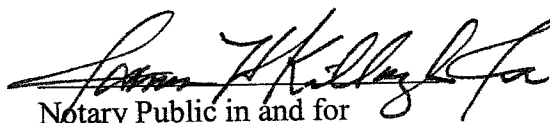
BEFORE ME, the undersigned notary, on this day personally appeared Jackie L. Robison, the affiant, a person whose identity is known to me. After I administered an oath to affiant, affiant testified:

"My name is Jackie L. Robison. I am over 18 years of age, of sound mind, and capable of making this affidavit. The foregoing testimony offered by me is within my personal knowledge and, the opinions stated therein, are true and correct to the best of my knowledge and belief."



Jackie L. Robison

SWORN TO AND SUBSCRIBED BEFORE ME this 9 day of April, 2010.



Notary Public in and for
the State of Texas

My commission expires: 04-12-2014

