



Control Number: 38230



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**SOAH DOCKET NO. 473-10-4398
DOCKET NO. 38230**

**APPLICATION OF LONE
STAR TRANSMISSION, LLC
FOR A CERTIFICATE OF
CONVENIENCE AND NECESSITY
FOR THE CENTRAL A TO CENTRAL
C TO SAM SWITCH/NAVARRO
PROPOSED CREZ TRANSMISSION
LINE**

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**BEFORE THE STATE OFFICE OF
ADMINISTRATIVE HEARINGS**

**LONE STAR TRANSMISSION LLC'S RESPONSE TO MOTION TO INTERVENE OF
STEVE SIDDONS**

TO THE HONORABLE LILO POMERLEAU, ADMINISTRATIVE LAW JUDGE:

Lone Star Transmission, LLC ("Lone Star") files this Response concerning the Motion to Intervene of Steve Siddons. Lone Star received Mr. Siddons' Motion on June 14, 2010. Since this Motion is being filed within three working days of that date, it is timely filed. Lone Star respectfully shows as follows:

On May 24, 2010, Lone Star filed its Application for a Certificate of Convenience and Necessity ("CCN Application") and served notice upon all directly affected landowners as stated in the current county tax rolls, pursuant to PUC PROC. R. 22.52 (a)(3). Lone Star's CCN Application listed the affected landowners in Attachment 8. Due to certain gaps in the tax roll information, Lone Star performed deed research after May 24th to find additional ownership information, and has provided notices to individuals whose ownership interests were discovered in this manner.¹

On June 14, 2010, Mr. Siddons filed his Motion. Though his Motion, in the standard intervention form contained in the Commission's standard brochure for landowners, checked the

¹ Lone Star described this research in its Response to Order No. 1, filed June 2, 2010.

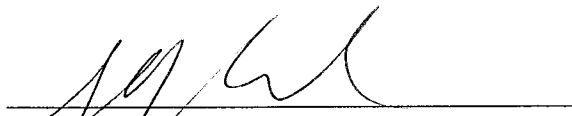
box for "One or more of the utility's proposed routes would cross my property," Mr. Siddons' Motion did not state the location of a parcel of property in which he has an ownership (or any other) interest affected by any of the transmission line routes proposed in Lone Star's CCN Application. The relevant county tax roll(s) do not indicate that Mr. Siddons owns property affected by any of the proposed routes, nor did Lone Star's additional deed research identify Mr. Siddons as having such an interest.

The undersigned contacted Mr. Siddons by telephone on June 16, 2010 to identify the location of his property. Mr. Siddons stated that he is the registered agent for Tres Flechas Ltd., which received notice in this proceeding and appears to be a directly affected landowner.

As filed, Mr. Siddons' Motion does not appear to show that Mr. Siddons personally possesses a justiciable interest sufficient to confer standing in this proceeding, nor can Lone Star verify that he possesses an ownership interest in a directly affected property. To the contrary, it would appear that Mr. Siddons' justiciable interest, if any, is based upon the justiciable interest of Tres Flechas Ltd.

Accordingly, Lone Star requests that Mr. Siddons' Motion be granted only in part. The real party in interest, Tres Flechas Ltd., should be granted intervention, with Mr. Siddons listed as its designated representative pursuant to PUC PROC. R. 22.101 (a). Alternatively, Mr. Siddons should be granted party status only in his capacity as agent for Tres Flechas Ltd.

Respectfully Submitted,



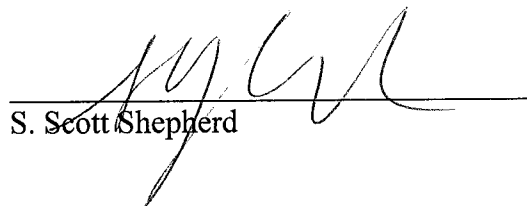
Chris Reeder
State Bar No. 16692300
S. Scott Shepherd
State Bar No. 24013498
Kathleen E. Magruder
State Bar No. 12827700
Marianne Carroll
State Bar No. 03888800
Brown McCarroll, L.L.P.
111 Congress Ave., Suite 1400
Austin, Texas 78701
512.479.1154 (Phone)
512.481.4868 (Fax)
creeder@mailbmc.com
sshepherd@mailbmc.com
kmagruder@mailbmc.com
mcarroll@mailbmc.com

For Service:LoneStarCCN@mailbmc.com

ATTORNEYS FOR LONE STAR
TRANSMISSION, LLC

CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing has been hand delivered or sent via overnight delivery or first class United States mail, postage prepaid, to Commission Staff and all potential parties of record in this proceeding on this 17 day of June, 2010.



S. Scott Shepherd