



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

FILED
SEP 28 PM 12:10
FILING CLERK

LONE STAR TRANSMISSION LLC'S
RESPONSE TO DAVID W. JEFFRIES
MOTION TO ADMIT DIRECT TESTIMONY

TO THE HONORABLE LILO POMERLEAU AND PRATIBHA SHENOY,
ADMINISTRATIVE LAW JUDGES:

Lone Star Transmission, LLC ("Lone Star") respectfully responds to David W. Jeffries' motion to admit his direct testimony into evidence.

Lone Star submits that Mr. Jeffries has not shown good cause for admitting his direct testimony into the evidentiary record at this date, long after the hearing on the merits. Lone Star will, however, defer to the ALJs' judgment on this issue.

Lone Star would remind the ALJs, however, that Order No. 10 granted in part Lone Star's objections to Mr. Jeffries' testimony, which recounted the substance of settlement communications.¹ The objectionable testimony was on pages 3-4 of Mr. Jeffries' testimony. Should the ALJs grant Mr. Jeffries' motion and admit his testimony, they should require that he delete the stricken portion from all copies submitted into the record.

¹ Order No. 10 at 7.

Respectfully Submitted,



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ATTORNEYS FOR LONE STAR
TRANSMISSION, LLC

CERTIFICATE OF SERVICE

It is hereby certified that notice of the filing of the foregoing has been sent to dk38230@soah.state.tx.us on this 28th day of September, 2010, consistent with Order No. 5.



Chris Reeder