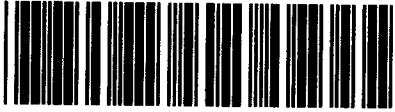




Control Number: 38290



Item Number: 321

Addendum StartPage: 0

SOAH DOCKET NO. 473-10-4790
PUC DOCKET NO. 38290

APPLICATION OF SHARYLAND § BEFORE THE STATE OFFICE
UTILITIES, L.P. TO AMEND ITS §
CERTIFICATE OF CONVENIENCE §
AND NECESSITY FOR THE §
PROPOSED HEREFORD TO WHITE § OF
DEER 345 KV CREZ TRANSMISSION §
LINE IN ARMSTRONG, CARSON, §
DEAF SMITH, OLDHAM, POTTER, §
AND RANDALL COUNTIES, TEXAS § ADMINISTRATIVE HEARINGS

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FILING CLERK

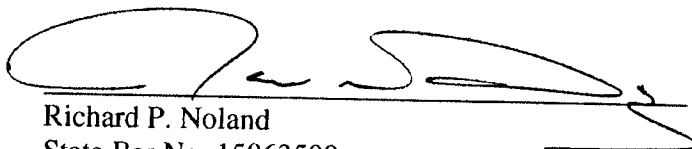
**SHARYLAND UTILITIES, L.P.'S SECOND REQUEST
FOR INFORMATION TO MASTERSON & STINNETT RANCH**

Sharyland Utilities, L.P. ("Sharyland") requests that Masterson & Stinnett Ranch ("MSR") fully respond to the requests for information ("RFI"), attached as Exhibit A to this pleading, within ten (10) days of receipt, pursuant to P.U.C. PROC. R. 22.144(c) and Order No. 1 in this proceeding.

Responses to the attached requests shall conform in all respects to the Commission's rules, including the requirement in P.U.C. PROC. R. 22.144(c)(2)(F) that they be made under oath. Responses shall identify the preparer or person under whose direct supervision each response was prepared, and the sponsoring witness, if any. Each request shall be answered separately; responses shall be preceded by the request to which the answer pertains.

Any information responsive to and any questions regarding these requests should be directed to the undersigned.

Respectfully submitted,



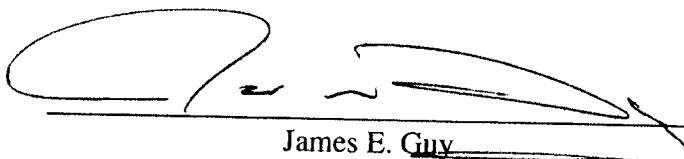
Richard P. Noland
State Bar No. 15063500
James M. Bushee
State Bar No. 24015071
James E. Guy
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SUTHERLAND ASBILL & BRENNAN LLP
701 Brazos Street, Suite 970
Austin, Texas 78701-2559
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Attorneys for Sharyland Utilities, L.P.

August 31, 2010

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing document was served on all parties of record on this 31st day of August 2010.



James E. Guy

**SHARYLAND UTILITIES, L.P.'S SECOND REQUEST
FOR INFORMATION TO MASTERSON & STINNETT RANCH**

General Instructions

1. In responding to each request, please provide information available from all corporate and individual files, as well as from all past and present employees, officers, and board members and all predecessors and affiliates, as defined below.
2. These requests are continuing in nature, and require supplemental responses in accordance with P.U.C. PROC. R. 22.144(i).
3. If any information is not available in the exact form requested, provide whatever information or documents that best respond to the information request.
4. If the requested information or data are available for only part of the period requested or are otherwise incomplete, please provide such data as are available.
5. If any request appears ambiguous, please contact counsel for Sharyland as soon as possible to obtain clarification.
6. Each document of more than one page should be stapled or otherwise bound, and the individual pages numbered consecutively.
7. If, in the case of any request seeking documents, there are no responsive documents, so state and provide a narrative answer to the request.
8. The terms "and" and "or" should be construed either disjunctively or conjunctively whenever appropriate in order to bring within the scope of each request information or documents which might otherwise be considered to be beyond its scope.
9. The singular form of a word should be interpreted as plural, and the plural form of a word should be interpreted as singular, whenever appropriate, in order to bring within the scope of each data request information or documents which might otherwise be considered to be beyond its scope.
10. When the recipient of the information request is requested to provide a study, schedule, or analysis, it should also provide the workpapers, underlying facts, inferences, suppositions, estimates, and conclusions necessary to support each study, schedule, or analysis.
11. If the actual data are unavailable, but estimates or approximations are available, provide the estimates or approximations that are the best available information and explain the procedure for developing the information supplied.

**SHARYLAND UTILITIES, L.P.'S SECOND REQUEST
FOR INFORMATION TO MASTERSON & STINNETT RANCH**

Definitions

1. "Date" shall mean the exact day, month and year if ascertainable, or if not, the best approximation thereof in relation to other events.
2. To "describe," "detail," or "state" shall mean to relate as completely as possible each and every act, omission, incident, event, condition, circumstance, or thing relating directly or indirectly to the subject of the description, including all pertinent dates. These terms call for answers independent from any documents that are required in response to requests. Such answers should be in a form (*e.g.*, narrative, tabular, etc.) appropriate to a complete response to the request.
3. The terms "document" or "documents" are used in their broadest sense to include, by way of illustration and not limitation, all written or graphic matter of every kind and description whether printed, produced or reproduced by any process whether visually, magnetically, mechanically, electronically or by hand, whether final or draft, original or reproduction, whether or not claimed to be privileged or otherwise excludable from discovery, and whether or not in your actual or constructive possession, custody, or control. The terms include writings, correspondence, telegrams, memoranda, studies, reports, surveys, statistical compilations, notes, calendars, tapes, computer disks, data on computer drives, e-mail, cards, recordings, contracts, agreements, invoices, licenses, diaries, journals, accounts, pamphlets, books, ledgers, publications, microfilm, microfiche and any other data compilations from which information can be obtained and translated, by you if necessary, into reasonably usable form. "Document" or "documents" shall also include every copy of a document where the copy contains any commentary or notation of any kind that does not appear on the original or any other copy.
4. "Each" shall be construed to include the word "every" and "every" shall be construed to include the word "each."
5. To "explain" means to make known in detail, to make clear the cause or reason of and account for each act, omission, incident, event, condition, circumstance, decision, and/or thing relating directly or indirectly to the subject of the explanation including all pertinent dates. This term calls for answers independent from any documents that are required in response to requests. Such answers should be in a form (*e.g.*, narrative, tabular, etc.) appropriate to a complete response to the request.
6. To "identify" a person means to include his or her full name, including middle name or initial, his or her employer or other organizational affiliation at the date of the relevant transaction or event and at the present, his or her title and duties in the company or other organization with which he or she was then affiliated and is now affiliated, and his or her last known business address and telephone number or if not available last known residence address and telephone number.

**SHARYLAND UTILITIES, L.P.'S SECOND REQUEST
FOR INFORMATION TO MASTERSON & STINNETT RANCH**

7. "Identification" of, or to "identify," a document means to provide facts sufficient to establish the identity of the document or other thing(s) at issue, such as (a) the type or nature of the document (*e.g.*, letter, memorandum, corporate minutes), (b) the data, if any, appearing thereon, (c) the date, if known, on which the document was prepared, (d) the title of the document, (e) the general subject matter of the document, (f) the number of pages comprising the document, (g) the identity of each person who wrote, dictated, or otherwise participated in the writing of the document, (h) the identity of each person who signed or initialed the document, (i) the identity of each person to whom the document was addressed, (j) the present location of the document; and (k) the identity of each person having custody of, or control over, the document. Identification of the document includes identifying all documents known or believed to exist, whether or not in the custody of its attorneys or other representatives. The final version and each draft of each document should be identified and produced separately. If a document is no longer in your possession or control, state what disposition was made of it. A document need not be identified if it is produced.
8. "Improvement" means any non-naturally occurring change made to the land and its natural state.
9. The term "including," or one of its inflections, means and refers to "including but not limited to."
10. "Masterson & Stinnett Ranch" ("Masterson" or "MSR") refers to, for purposes of these requests, Masterson & Stinnett Ranch, and any merged, consolidated, or acquired predecessors or predecessor in interest, its subsidiaries, past or present, and its employees, officers, directors, agents, consultants, and all persons acting under contractual arrangements with, or purporting to act on its behalf.
11. "Person" refers to, without limiting the generality of its meaning, every natural person, corporate entity, partnership, association (whether formally organized or *ad hoc*), joint venture, cooperative, municipality, commission, or governmental body or agency.
12. "Relating to" or "relates to" means comprising, embodying, addressing, presenting, discussing, concerning, referring to, pertaining to, regarding, containing, reflecting, evidencing, describing, showing, identifying, providing, disproving, consisting of, supporting, contradicting, commenting upon, analyzing, or mentioning in any way.
13. "Structure" means any building, home, hut, barn, airstrip or other facility, including oil and/or natural gas producing facilities or associate pipelines, constructed, installed or placed upon the land.

**SHARYLAND UTILITIES, L.P.'S SECOND REQUEST
FOR INFORMATION TO MASTERSON & STINNETT RANCH**

Requests for Information

Direct Testimony of Beaumont S. Boyce

SU-MSR 2-1

Please identify each area in which Mr. Boyce purports to testify as an expert.

SU-MSR 2-2

Please provide copies of all documents on which Mr. Boyce relied in connection with preparing his Direct Testimony or which formed the basis for his opinions and recommendations set forth in that Testimony.

SU-MSR 2-3

(Page 31, lines 8 – 15) - Please provide the basis, including all studies, analyses and other documents relied upon, for Mr. Boyce's contention that construction and later operation of a transmission line along the proposed Northern Routes will result in greater erosion in the Canadian River Breaks area.

SU-MSR 2-4

(Page 30, line 23, through page 31, line 2)- Please provide the basis, including all studies, analyses and other documents relied upon, for Mr. Boyce's contention that proposed Northern Routes 1 and 2 create a risk of migratory birds colliding with the transmission line.

SU-MSR 2-5

Please provide an accurate, legible map of the Masterson & Stinnett Ranch indicating all property boundaries and the approximate location of Sharyland's proposed Alternative Routes. Please provide the scale for the map and directional arrows.

**SHARYLAND UTILITIES, L.P.'S SECOND REQUEST
FOR INFORMATION TO MASTERSON & STINNETT RANCH**

Direct Testimony of Harold L. Hughes

SU-MSR 2-6

Please provide a copy of any publications, speeches, or testimony prepared or presented by Mr. Hughes on or after January 1, 2005, which relate to any of the issues addressed in his Direct Testimony.

SU-MSR 2-7

Please provide copies of all workpapers utilized by Mr. Hughes in preparing his Direct Testimony.

SU-MSR 2-8

Please provide copies of all documents on which Mr. Hughes relied in connection with preparing his Direct Testimony or which formed the basis for his opinions and recommendations set forth in that Testimony.

SU-MSR 2-9

(Page 8, lines 1-3) - With respect to the field reconnaissance undertaken by Mr. Hughes:

- a. Please provide any documents or communications, including notes or memoranda, which relate to that field reconnaissance.
- b. Please indicate what specific portions of the proposed routes Mr. Hughes visited.

SU-MSR 2-10

(Page 14, line 3 through page 15, line 2) - Has Mr. Hughes analyzed the location of potential wind generation developments in the study area? If so, please explain:

- a. How Mr. Hughes performed his analysis;
- b. What data concerning potential wind generation Mr. Hughes relied upon; and
- c. The results of Mr. Hughes's analysis.

Provide all documents or communications that relate to any such analysis performed by Mr. Hughes.

**SHARYLAND UTILITIES, L.P.'S SECOND REQUEST
FOR INFORMATION TO MASTERSON & STINNETT RANCH**

SU-MSR 2-11

(Page 13, lines 13) – With respect to Mr. Hughes’s discussion of the “straight-line” schematic in the CREZ Transmission Plan:

- a. Please provide the “straight-line schematic” to which Mr. Hughes refers.
- b. Is Mr. Hughes familiar with the concept of a planning level study? If so, please provide Mr. Hughes’s understanding of a planning level study.

SU-MSR 2-12

(Page 23, line 19 through page 24, line 7) - Please provide Mr. Hughes’s understanding of the technical limitations of tapping directly into transmission lines. Please provide any documents or communications relied upon by Mr. Hughes for that understanding.

SU-MSR 2-13

(Page 31, lines 9-11) - Prior to filing his testimony, did Mr. Hughes examine the areas of “open water” on proposed route 1 to determine whether higher structures would be needed? If so, please identify the specific areas of open water examined and explain Mr. Hughes’s concerns with each specific area.

SU-MSR 2-14

(Page 31, lines 11-12) - Please provide the basis for Mr. Hughes’s statement that a transmission line crossing open water is more likely to cause bird strikes. Prior to filing his testimony did Mr. Hughes examine the areas of “open water” on line 1 to determine whether higher structures would be needed? If so, please identify the specific areas of open water and explain Mr. Hughes’ concerns with each specific area.

SU-MSR 2-15

Has Mr. Hughes previously prepared or participated in the preparation of an environmental assessment for an electric transmission line? If so, please provide a copy of that environmental assessment.

**SHARYLAND UTILITIES, L.P.'S SECOND REQUEST
FOR INFORMATION TO MASTERSON & STINNETT RANCH**

SU-MSR 2-16

In light of Mr. Hughes's criticisms of the PBS&J environmental assessment, please provide:

- a. The criteria that Mr. Hughes would utilize in preparing an environmental assessment for the proposed Hereford to White Deer line, and
- b. The relative weights that Mr. Hughes would assign these criteria.

SU-MSR 2-17

(Page 47, lines 16-19) – With respect to Mr. Hughes's statement that crossing existing transmission lines will cost more and require higher towers:

- a. Please provide all documents that Mr. Hughes reviewed in drawing this conclusion.
- b. Please quantify the extra expense and height that Mr. Hughes contends would be required to cross existing transmission lines.

SU-MSR 2-18

(Exhibit HLH-1) - Provide a copy of the booklet "Transmission Line ROW" that Mr. Hughes authored and that is cited in his resume.

SU-MSR 2-19

(Exhibit HLH-2) – Has Mr. Hughes testified in other transmission CREZ CCN proceedings? If so, please indicate the docket number of each such proceeding.