

Control Number: 38324



Item Number: 442

Addendum StartPage: 0

SOAH DOCKET NO. 473-10-4789  
PUC DOCKET NO. 38324

APPLICATION OF ONCOR  
ELECTRIC DELIVERY COMPANY  
LLC TO AMEND A CERTIFICATE OF  
CONVENIENCE AND NECESSITY  
FOR THE WILLOW CREEK-HICKS  
345-KV CREZ TRANSMISSION  
LINE IN DENTON, PARKER,  
TARRANT AND WISE COUNTIES,  
TEXAS

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BEFORE THE STATE OFFICE

OF

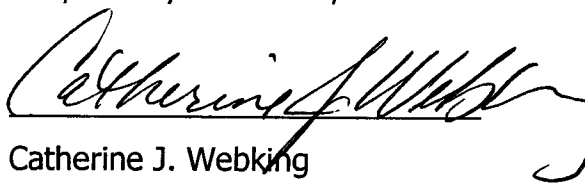
ADMINISTRATIVE HEARINGS

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**DR. ANGELO MENDEZ'**  
**RESPONSE TO COMMISSION STAFF'S**  
**FIRST SET OF REQUESTS FOR INFORMATION AND**  
**FIRST SET OF REQUESTS FOR ADMISSION TO ALL INTERVENORS**

Dr. Angelo Mendez files this response to the Public Utility Commission of Texas' Staff ("Staff's") First Set of Requests for Information and First Set of Requests for Admission to All Intervenors in the above-styled docket, pursuant to P.U.C. Proc. R. § 22.144. This response is timely filed. Dr. Mendez stipulates that these responses may be treated by all parties as if they were made under oath.

Respectfully submitted,



Catherine J. Webking  
State Bar No. 21050055

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1301 Nueces St., Suite 200  
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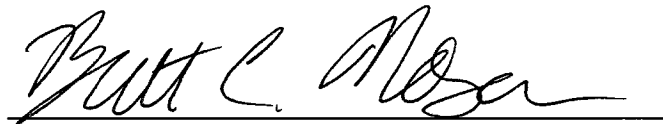
**ATTORNEY FOR DR. ANGELO MENDEZ**

Dr. Mendez' Response to Staff's First RFI & RFA  
S.O.A.H. Docket No. 473-10-4789  
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**CERTIFICATE OF SERVICE**

I certify that a copy of the above has been sent via electronic mail to Commission Staff on this 26<sup>th</sup> day of August, 2010.

A handwritten signature in black ink, appearing to read "Brett C. Nelson", is written over a solid horizontal line.

Brett C. Nelson

**SOAH DOCKET NO. 473-10-4789  
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**DR. ANGELO MENDEZ' RESPONSE TO COMMISSION STAFF'S  
FIRST SET OF REQUESTS FOR INFORMATION TO ALL INTERVENORS**

**Staff 1-1** Do you have a habitable structure, as defined by P.U.C. SUBST. R. 25.101(a)(3), near one or more of the segments of the proposed transmission line? If so, describe the structure, identify the segment(s) and estimate how far the segments are from the habitable structure. P.U.C. SUBST. R. 25.101(a)(3) defines "habitable structures" as follows: "Structures normally inhabited by humans or intended to be inhabited by humans on a daily or regular basis. Habitable structures include, but are not limited to, single-family and multi-family dwellings and related structures, mobile homes, apartment buildings, commercial structures, industrial structures, business structures, churches, hospitals, nursing homes, and schools."

**Response:** I do not have a habitable structure near one or more of the segments of the proposed transmission line.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**DR. ANGELO MENDEZ' RESPONSE TO COMMISSION STAFF'S  
FIRST SET OF REQUESTS FOR INFORMATION TO ALL INTERVENORS**

**Staff 1-2** Does one or more of the segments of the proposed transmission line cross your property? If so, identify the segments and any features including but not limited to a property line, pipeline, power line or road that the segments follow through your property.

**Response:** Yes, Link JJJJ will cross through the middle of my property diagonally. The segment does not follow a property line, pipeline, power line or road.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**DR. ANGELO MENDEZ' RESPONSE TO COMMISSION STAFF'S  
FIRST SET OF REQUESTS FOR INFORMATION TO ALL INTERVENORS**

**Staff 1-3** Do any existing transmission or distribution lines cross your property? If so, please describe how and where they cross your property.

**Response:** I have a pipeline that follows the southern border of my property. The northern border of my property has a 69 kV transmission line.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**DR. ANGELO MENDEZ' RESPONSE TO COMMISSION STAFF'S  
FIRST SET OF REQUESTS FOR INFORMATION TO ALL INTERVENORS**

**Staff 1-4** Are any existing transmission or distribution lines visible from your property? If so, please describe from where the lines are visible, approximately how far away the lines are located and how the current lines affect your property, if at all.

**Response:** The BEC Newark-Rhome 69 kV transmission line follows the northern border of my property and is visible on the property.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**DR. ANGELO MENDEZ' RESPONSE TO COMMISSION STAFF'S  
FIRST SET OF REQUESTS FOR INFORMATION TO ALL INTERVENORS**

**Staff 1-5** Do you currently have any windmills located on your property? If so, please describe the location of the windmills and how many are located on your property.

**Response:** No, I do not have any windmills on my property.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez



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**DR. ANGELO MENDEZ' RESPONSE TO COMMISSION STAFF'S  
FIRST SET OF REQUESTS FOR INFORMATION TO ALL INTERVENORS**

**Staff 1-6** Are you aware of any directly affected landowner that did not receive notice of the proposed transmission line project from Oncor? If so, please identify the landowner and describe as best possible the location of the property affected. A directly affected landowner is any landowner from which Oncor would need to obtain an easement or other property interest if it built the transmission line using one or more of the segments of the proposed transmission line, or whose land contains a habitable structure that is within 500 feet of the centerline of one or more of the segments of the proposed transmission line.

**Response:** I am not aware of anyone who did not receive notice.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**DR. ANGELO MENDEZ' RESPONSE TO COMMISSION STAFF'S  
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**Staff 1-7** Have you discussed any modifications to the proposed transmission line route on your property with a representative of Oncor? If so, what were the modifications to the proposed route that you suggested and what was the response of Oncor?

**Response:** I have not discussed any modifications to the proposed transmission line with a representative of Oncor.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**Staff 1-8** What are your specific concerns about the proposed transmission line?

**Response:** I am concerned that the line bisects my property. This creates environmental, aesthetic, and land use constraints on the property.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**Staff 1-9** Did you attend any open houses presented by Oncor concerning this proposed transmission line? If so, when and where? Did you provide written comments to Oncor at or after the open house? If so, please provide them.

**Response:** I did not attend any open houses hosted by Oncor.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**DR. ANGELO MENDEZ' RESPONSE TO COMMISSION STAFF'S  
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**Staff 1-10** Are your property boundaries for the property you own represented accurately on the maps provided by Oncor in its Application at Appendix E of Attachment No. 1 (Figure 6-97)? If not, please explain any discrepancies and provide a modified Oncor map or drawing to indicate the discrepancies.

**Response:** I believe the boundaries of the property that I own are accurately depicted.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**DR. ANGELO MENDEZ' RESPONSE TO COMMISSION STAFF'S  
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**Staff 1-11** What is the primary use for your property and, in your opinion, will this use be impacted by the proposed transmission line?

**Response:** I purchased this land as an investment. It has important road frontage on Hwy 114 and prime property for commercial development. This use would be significantly impeded by the bisecting of the property with an electric transmission line.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**Staff 1-12** In your opinion, is there any feature about your land that you believe should be considered when routing a transmission line on your property? If so, please explain.

**Response:** The size of the tract of land that is being bisected should be taken into account. This proposed link diagonally cuts through very close to the center of my property and does not leave a usable tract size on either side of the line.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**DR. ANGELO MENDEZ' RESPONSE TO COMMISSION STAFF'S  
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**Staff 1-13** Please identify all persons with an ownership interest in your property.

**Response:** The property is owned by Mendez LTD, a family limited partnership comprised of myself, my spouse, and our three children.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez



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**Staff 1-14** If the transmission line is routed on your property, please identify specifically the location that you would prefer for the right-of-way of the line. Use a map to show the location.

**Response:** No transmission line is acceptable on my property therefore no right of way is appropriate on my property either.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**DR. ANGELO MENDEZ' RESPONSE TO COMMISSION STAFF'S  
FIRST SET OF REQUESTS FOR ADMISSIONS TO ALL INTERVENORS**

**Staff RFA 1-1** Admit or deny that you do not own or reside in a habitable structure within 500 feet of the centerline of any proposed transmission line route in this docket.

**Response:** Admit.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez

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**DR. ANGELO MENDEZ' RESPONSE TO COMMISSION STAFF'S  
FIRST SET OF REQUESTS FOR ADMISSIONS TO ALL INTERVENORS**

**Staff RFA 1-2** Admit or deny that the property boundaries for the property(ies) you own are accurately represented on the maps provided by Oncor.

**Response:** Admit.

Sponsoring Witness: Dr. Angelo Mendez

Prepared by: Dr. Angelo Mendez