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SOAH DOCKET NO. 473-10-5919  
PUC DOCKET NO. 38484

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APPLICATION OF WIND ENERGY § BEFORE THE STATE OFFICE  
TRANSMISSION TEXAS, LLC FOR A §  
CERTIFICATE OF CONVENIENCE AND §  
NECESSITY FOR THE SCURRY §  
COUNTY SOUTH-LONG DRAW- § OF  
GRELTON-ODESSA 345-KV CREZ §  
TRANSMISSION LINES IN SCURRY, §  
MITCHELL, BORDEN, HOWARD, §  
DAWSON, MARTIN, MIDLAND, AND §  
ECTOR COUNTIES § ADMINISTRATIVE HEARINGS

ORDER NO. 2  
RULING ON SUFFICIENCY OF APPLICATION  
AND REQUIRING SUPPLEMENTATION

**A. Ruling on Sufficiency of Application**

On August 18, 2010, Wind Energy Transmission Texas, L.L.C. (Applicant) filed an application with the Public Utility Commission of Texas (PUC or Commission) for a certificate of convenience and necessity (CCN) for a proposed Competitive Renewable Energy Zone (CREZ) transmission line in Scurry, Mitchell, Borden, Howard, Dawson, Martin, Midland, and Ector Counties, Texas. The Commission has identified the project as the Scurry County South to Long Draw to Grelton to Odessa 345-kV Transmission Line Project. On August 25, 2010, the Administrative Law Judge (ALJ) issued SOAH Order No. 1 requiring the Staff of the Public Utility Commission of Texas (Staff) to review the Application and notify the ALJ of any deficiencies in the Application on or before September 1, 2010. SOAH Order No. 1 also provided that any party could file recommendations on the sufficiency of the application by that date. WETT was given a September 8, 2010 deadline to reply to any alleged deficiencies.

On September 1, 2010, Staff filed its comments on the sufficiency of the Application. Staff stated that it had reviewed the Application and found it to be sufficient and that it contained no material deficiencies. No other party submitted a list of written deficiencies by the September 1, 2010 deadline set out in SOAH Order No. 1.

Based on the Staff's filing in this case and the lack of any other recommendations regarding the sufficiency of the Application, the ALJ determines that the Application is sufficient and there are no material deficiencies.

**B. Supplementing Application to Address Non-Material Errors**

Staff's September 1, 2010 comments identified several non-material errors in responses to Questions 13, 17, 19, and 24. Applicant shall address those non-material errors with a supplemental filing by September 8, 2010.

**C. Prehearing Conference**

SOAH Order No. 1 scheduled a prehearing conference in this matter for September 29, 2010. The prehearing conference will be held as follows:

**September 29, 2010 at 9:00 a.m.  
William B. Clements Building  
300 West 15th Street,  
Fourth Floor Hearing Room  
Austin, Texas 78701**

The hearing room will be available for a technical conference immediately after the prehearing conference.

**D. Accessing Order No. 1 and Other Documents**

Order No. 1 contains necessary information for all intervenors. It may be accessed from the PUC interchange. For intervenors who may not be familiar with the PUC processes, all PUC filings are available for viewing and downloading from the Commission's website at <http://interchange.puc.state.tx.us>. Once there, click "login" and type in the control number 38484 and press "enter." A list of documents filed in this docket will appear and you may access

those documents by clicking on the document number, provided that the document number is underlined and in blue font.<sup>1</sup>

**SO ORDERED**

**SIGNED September 7, 2010.**



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**HOWARD S. SEITZMAN  
ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS**

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<sup>1</sup> Some filings may contain confidential or highly sensitive information, and are not viewable on the interchange. Also, there may be a delay of approximately a day after a filing is made before it is viewable.