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DOCKET NO. 38495

**APPLICATION OF ONCOR
ELECTRIC DELIVERY COMPANY
LLC FOR INTERIM UPDATE OF
WHOLESALE TRANSMISSION
RATES PURSUANT TO
P.U.C. SUBST. R. 25.192(g)(1)**

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**BEFORE THE
PUBLIC UTILITY COMMISSION
OF TEXAS**

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**ONCOR ELECTRIC DELIVERY COMPANY LLC'S
CLARIFICATION TO THE PROPOSED ORDER**

TO THE HONORABLE PUBLIC UTILITY COMMISSION OF TEXAS:

Oncor Electric Delivery Company LLC ("Oncor") hereby submits this Clarification to the Proposed Order issued in this docket by Administrative Law Judge Irene Montelongo on September 3, 2010, respectfully showing the following:

I. INTRODUCTION

Oncor appreciates the efforts of Judge Montelongo in this docket and supports the conclusions set forth in the Proposed Order. Oncor does not have any exceptions to the Proposed Order, but offers the following clarification.

II. CLARIFICATION

1. Ordering Paragraph No. 1 states the effective date for Oncor's new interim wholesale-transmission rate under the order as "the date this Order is signed." Ordering Paragraph No. 1 should be clarified to include the specific effective date of September 29, 2010, the date the Commission is scheduled to consider the Proposed Order at an open meeting,¹ in order to avoid confusion or inconvenience resulting from any potential delay in signing the order. The inclusion of a specific effective date would make this order consistent with orders issued in the

¹ See Cover Letter to Proposed Order (September 3, 2010).

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past seven Oncor interim transmission cost of service proceedings,² as well as recent interim transmission cost of service proceedings for other utilities.³ Accordingly, Ordering Paragraph No. 1 should be modified to read as follows:

Pursuant to P.U.C. SUBST. R. 25.192(g)(1) Oncor's annual revenue requirement is adjusted on an interim basis to \$544,310,069 and its wholesale-transmission rate is adjusted on an interim basis to \$8,943.887492 per MW; effective September 29, 2010.

III. PRAYER

WHEREFORE, PREMISES CONSIDERED, Oncor prays that the Commission approve the Proposed Order as issued with the clarification set forth above and that it be granted such further relief to which it may show itself justly entitled.

² See P.U.C. Docket Nos. 37496, 35398, 33904, 32462, 30802, 29425, and 27561.

³ See, e.g., *Application of Electric Transmission Texas, LLC for Interim Update of Wholesale Transmission Rates Pursuant to P.U.C. SUBST. R. 25.192(g)(1)*, Docket No. 38216 (July 2, 2010); *Application of AEP Texas North Company for Interim Update of Wholesale Transmission Rates Pursuant to P.U.C. SUBST. R. 25.192(g)(1)*, Docket No. 38027 (May 4, 2010); *Application of AEP Texas Central Company for Interim Update of Wholesale Transmission Rates Pursuant to P.U.C. SUBST. R. 25.192(g)(1)*, Docket No. 38026 (May 4, 2010).

Respectfully submitted,

VINSON & ELKINS LLP

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**ATTORNEYS FOR ONCOR ELECTRIC
DELIVERY COMPANY LLC**

CERTIFICATE OF SERVICE

It is hereby certified that a copy of the foregoing has either been faxed, hand delivered or mailed by first class United States mail, postage prepaid, to the Commission Staff and to all other parties of record on this the 21st day of September, 2010.

Megan C. Davis