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SOAH DOCKET NO. 473-10-5923

P.U.C. DOCKET NO. 38517

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APPLICATION OF ONCOR ELECTRIC §
DELIVERY COMPANY, LLC TO §
AMEND ITS CERTIFICATE OF §
CONVENIENCE AND NECESSITY FOR §
THE CLEAR CROSSING TO WILLOW §
CREEK 345-KV CREZ TRANSMISSION §
LINE IN HASKELL, JONES, §
THROCKMORTON, SHACKELFORD, §
YOUNG, STEPHENS, JACK, PALO §
PINTO, WISE, AND PARKER §
COUNTIES §

BEFORE THE STATE OFFICE

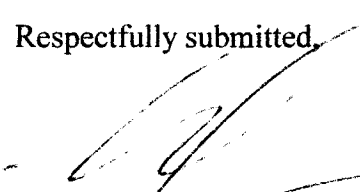
OF

ADMINISTRATIVE HEARINGS

**INTERVENOR GLENN COOPER AS ATTORNEY IN FACT FOR ELIZABETH
COOPER'S RESPONSES TO COMMISSION STAFF'S FIRST SET OF REQUESTS
FOR INFORMATION AND FIRST SET OF REQUESTS FOR ADMISSION TO ALL
INTERVENORS**

Pursuant to P.U.C. Proc. R. §22.144, Intervenor Glenn Cooper as Attorney in Fact for Elizabeth Cooper ("Cooper") files this Response to Commission Staff's ("Staff") First Set of Requests for Information and First Set of Requests for Admission. These responses may be treated by all parties as if they were filed under oath. Glenn Cooper, as Attorney in Fact for Elizabeth Cooper, is the preparing and sponsoring witness for all responses.

Respectfully submitted,



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ATTORNEYS FOR GLENN COOPER AS
ATTORNEY IN FACT FOR ELIZABETH COOPER

CERTIFICATE OF SERVICE

I, Wesley J. Cooper, attorney, certify that a copy of this document was served on all parties of record in this proceeding on this 2nd day of October, 2010, in the following manner: hand delivered, sent via facsimile, emailed or mailed by U.S. First Class Mail.



Wesley J. Cooper

RESPONSE TO REQUESTS FOR INFORMATION

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 structure 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:

Yes. There is a single family home located on my property that is on segment W1 of the "preferred route". Based on my understanding of the potential placement of W1, the proposed segment would be within 100 feet of the home.

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. Segment W1. This proposed route parallels existing transmission lines on my property.

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:

Yes. Existing transmission lines cross the entire southern portion of my property. Distribution lines are scattered across the property, and crossed by the transmission lines.

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:

Yes. There are existing transmission lines on my property. The existing lines create a great deal of noise, affecting wildlife, and cattle production. The static electricity produced by the existing line cause all metallic surfaces to become electrified and shock people and animals that come into contact with them. This includes, but is not limited to, gates, fences, vehicles, feed troughs, deer feeders, and oilfield equipment.

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.

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 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: No.

Staff-1-7 Have you discussed any modification 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: No.

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

Response: There are existing transmission lines on my property. Placing another transmission line along segment W1 will increase the noise, disruption of wildlife, and static electricity that currently exists. The proposed W1 segment will pass within 100 feet of a habitable structure. If the line were to be moved further south, to avoid the habitable structure, it would pass directly over a private lake, thus ruining its economic, and recreational value. The noise and static electricity would render the private lake useless. If the proposed route were to be moved north, it would pass directly over several producing oil wells. As the spark generated by static electricity can ignite fumes produced by oil and gas production, the transmission line becomes an inherent risk. Other than oil and gas production, the land affected by this proposed route is used for livestock production and hunting. Based on my experience and observation of the existing transmission lines on the property, I know that livestock and wildlife production and management are negatively affected. Livestock are not able to be fed under or near the transmission lines. Wildlife feeders are not able to be placed under or near the transmission lines. This proposed transmission line will render, de minimis, the proposed right of way area useless for these purposes.

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: No.

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: Yes.

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: The land affected by this proposed route is used primarily for livestock production and hunting. Based on my experience and observation of the existing transmission lines on the property, I know that livestock and wildlife production and management are negatively affected by transmission lines. Livestock are not able to be fed under or near the transmission lines. Wildlife feeders are not able to be placed under or near the transmission lines. This proposed transmission line will render, de minimis, the proposed right of way area useless for these purposes. The land is also used for oil and gas production. As the spark generated by static electricity can ignite fumes produced by oil and gas production, the transmission line becomes an inherent risk.

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: Yes. The existing lines have taken and rendered a great deal of property unfit for its intended use. An additional line will only worsen the issues currently existing due to these existing transmission lines. The property has a habitable structure that is directly affected by the proposed route. The oil and gas production on the property creates a severe safety hazard due static electricity generated by the transmission lines.

Staff-1-13 Please identify all persons with an ownership interest in your property.

Response: Elizabeth Cooper.

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: Intervenor does not want a transmission line on property.

RESPONSE TO REQUESTS FOR ADMISSIONS

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: Deny.

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.