



Control Number: 38577



Item Number: 79

Addendum StartPage: 0

DOCKET NO. 38577

PROCEEDING TO DETERMINE

WHETHER TO MODIFY THE CREZ

TRANSMISSION PLAN

§  
§  
§  
§  
§

PUBLIC UTILITY COMMISSION

OF

OF TEXAS

RECEIVED  
AUG 15 PM 2:53  
PUBLIC UTILITY COMMISSION  
FILED CLERK

**BP WIND ENERGY NORTH AMERICA INC.'S REQUEST FOR HEARING**

BP Wind Energy North America Inc. ("BPWENA") hereby files this Request for Hearing and respectfully requests that the Public Utility Commission of Texas and/or the ALJ assigned to this matter conduct an evidentiary hearing in this matter. After review of the filings made by ERCOT in this docket, BPWENA wishes to reserve the right to obtain discovery (either formally, informally, or via a technical conference) on the factual bases of the conclusions reached by ERCOT. BPWENA requests that the Commission allow it to file direct and rebuttal factual and/or expert testimony stating its position regarding whether the Commission should modify the transmission plan adopted by the Commission in Docket 33672 and related proceedings. This request is not made for delay, but is made so that justice may be done.

WHEREFORE, PREMISES CONSIDERED, BPWENA respectfully requests that the ALJ order that an evidentiary hearing be held, that discovery be permitted, and that the parties be given the opportunity to provide testimony in this matter. BPWENA respectfully requests such other and further relief to which it may be entitled.

Respectfully submitted,

J. David Bickham, Jr. with permission

J. David Bickham, Jr.  
State Bar No. 02295455  
K&L GATES LLP  
111 Congress Avenue, Suite 900  
Austin, Texas 78701  
(512) 482-6800 Telephone  
(512) 482-6859 Facsimile

ATTORNEYS FOR  
BP WIND ENERGY NORTH AMERICA INC.

**CERTIFICATE OF SERVICE**

I certify that a copy of this document was served on all parties of record in this proceeding on October 15, 2010, in accordance with Order No. 2 in this docket and Public Utility Commission Rule 22.71.

J. David Bickham, Jr. with permission

J. David Bickham, Jr.