



Control Number: 38825



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SOAH DOCKET NO. 473-11-1266
PUC DOCKET NO. 38825

2010 DEC 14 11:14:45
PUC

APPLICATION OF WIND ENERGY §
TRANSMISSION TEXAS, LLC TO §
AMEND ITS CERTIFICATE OF §
CONVENIENCE AND NECESSITY FOR §
THE LONG DRAW TO SAND BLUFF, §
SAND BLUFF TO DIVIDE, AND SAND §
BLUFF TO BEARKAT 345-KV CREZ §
TRANSMISSION LINES IN BORDEN, §
COKE, GLASSCOCK, HOWARD, §
MITCHELL, AND STERLING §
COUNTIES §

BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS

**WIND ENERGY TRANSMISSION TEXAS, LLC'S REQUEST FOR CLARIFICATION
CONCERNING REQUEST TO INTERVENE OF JOY MANNING**

TO THE HONORABLE REBECCA S. SMITH, ADMINISTRATIVE LAW JUDGE:

Wind Energy Transmission Texas, LLC ("WETT") files this Request for Clarification to the Request to Intervene of Joy Manning ("Manning"). Manning's Request for Intervention was filed with the Commission on December 9, 2010. Since this Request for Clarification is being filed within three working days of that date, it is timely filed.¹ WETT respectfully shows as follows:

On November 10, 2010, WETT filed its Application for a Certificate of Convenience and Necessity ("CCN Application") and served notice upon all directly affected landowners as stated in the current county tax rolls, pursuant to PUC Proc. R. 22.52(a)(3). WETT's CCN Application lists landowners who were sent notice in Attachment 7.

¹ WETT notes that it received a 96 page fax the afternoon of December 8, 2010 consisting of interventions of 50 landowners. This fax was logged into its system at 3:54 p.m. on December 8, 2010. These requests or motions to intervene were not filed with the Commission until September 9, 2010. In an abundance of caution, given the large number of intervention requests filed on December 9, 2010 and the fact that these requests to intervene were not filed with the Commission until December 9, 2020, WETT requests a waiver of the three business day rule in SOAH Order No. 1 should it be necessary to do so.

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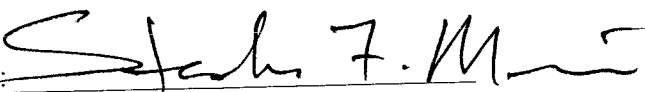
On December 9, 2010, Manning filed her Request to Intervene. Using the standard Public Utility Commission intervention form, Manning checked the box "One or more of the utility's proposed routes would cross my property." Manning did not identify the proposed route or routes that may affect her land. Furthermore, the relevant county tax roll(s) do not indicate that Manning owns property that will be traversed by any of the proposed routes.

WETT does not wish to prevent landowners who possess a justiciable interest from intervening in this proceeding. Accordingly, WETT respectfully requests the ALJ to direct Manning to provide the location of her affected property and to identify which link or links will cross her property. This information will be useful for a number of purposes, including determining the proper status of Manning with respect to this proceeding. Pending clarification, WETT reserves its right to object to Manning's Request to Intervene should she lack standing.

WETT therefore requests that the ALJ grant this Request for Clarification and direct Manning to provide additional information about the nature of her interest concerning this proceeding.

Respectfully submitted,

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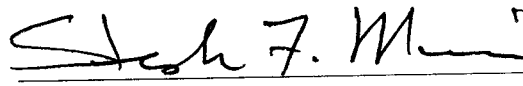
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ATTORNEYS FOR WIND ENERGY
TRANSMISSION TEXAS, LLC

Certificate of Service

I certify that a true and correct copy of the foregoing document was served on all parties of record on this 14th day of December, 2010.



Stephen F. Morris