



Control Number: 38829



Item Number: 255

Addendum StartPage: 0

SOAH DOCKET NO. 473-11-1267
PUC DOCKET NO. 38829

APPLICATION SHARYLAND UTILITIES,
L.P. TO AMEND ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY FOR
THE PROPOSED WHITE DEER TO
SILVERTON 345-KV CREZ
TRANSMISSION LINE IN ARMSTRONG,
BRISCOE, CARSON, DONLEY, GRAY,
AND SWISHER COUNTIES, TEXAS

§ PUBLIC UTILITY COMMISSION
§
§
§
§
§ OF TEXAS
§
§
§

MOTION TO INTERVENE -- GOODIN

Emery and Lemonte Hubbard Goodin ("Goodins") submit this Motion to Intervene in the above-referenced proceeding pursuant to the Public Utility Regulatory Act (PURA) and P.U.C. Proc. R. 22.102, 22.103, and 22.104. The "Goodins" respectfully show the following:

I.

ATTORNEY AND AUTHORIZED REPRESENTATIVE

1. The Goodins are represented by counsel:

Joe L. Lovell
Lovell, Lovell, Newsom & Isern, LLP
112 W. 8th Avenue, Suite 1000
Amarillo, Texas 79101
(806) 373-1515
(806) 379-7176
joe@lovell-law.net
john@lovell-law.net
nita@lovell-law.net
heath@lovell-law.net

All pleadings and other documents should be served upon the Goodins' attorney.

2. The name of the Goodins' authorized representatives is Lemonte ("Monte")

Goodin, c/o Lovell, Lovell, Newsom & Isern, L.L.P.

II.

BASIS FOR INTERVENTION AND STATEMENT OF POSITION

2. On November 10, 2010, Sharyland Utilities, L.P. ("Sharyland") filed an application to amend its certificate of convenience and necessity for a transmission line in Armstrong, Briscoe, Carson, Donley, Gray and Swisher Counties. The proposed transmission line is identified as the White Deer to Silverton 345 kV transmission (CREZ) Line Project.

3. The Goodins own property near Goodnight in Armstrong County, Texas, that will be impacted by proposed routes presented in Sharyland's application for the White Deer to Silverton segment. The Goodins are identified in Sharyland's application as directly affected landowners. Sharyland's Routes 6 and 7, specifically link Z, passes approximately one mile from the home and property of the Goodins. Therefore, the Goodins have a justiciable interest in the outcome of this proceeding.

4. The Goodins have good cause for this late intervention in that, as laypersons, they did not understand that the designation of the "Preferred Route" carried little significance in the ultimate determination of the actual route of the transmission line, nor did they understand the importance of intervention to the protection of their rights in connection with the selection of the route. Not until approximately Christmas were the Goodins made aware of these facts, and, once they became aware, they acted promptly in filing this motion to intervene.

5. Allowing the intervention of the Goodins will not prejudice or unduly burden the existing parties, nor will it disrupt the proceeding. The Goodins are represented by counsel. No

major deadlines have passed since the intervention deadline on December 10th. The deadline for statements of position and direct testimony by intervenors is still approximately two weeks away. There is no reason that this intervention should cause any delay or other disruption of the proceeding.

6. The Goodins accept the existing procedural schedule.

7. Pursuant to P.U.C. Proc. R. 22.104 (d), the Goodins request that their intervention be granted.

III.

ACKNOWLEDGMENTS

8. The Goodins acknowledge: 1) they will be a party to the case; 2) they will be required to respond to all discovery requests from other parties in the case; 3) if they file testimony, other parties may cross-examine their representative at the hearing; 4) if they file any documents in this case, copies of those documents will be served to every other party in this case and 5) they are bound by the Procedural Rules of the Public Utility commission of Texas and the State Office of Administrative Hearings.

V.

PRAYER

WHEREFORE, PREMISES CONSIDERED, the Goodins respectfully request that their Motion to Intervene be granted, that they be allowed to participate in this proceeding as a party with all rights thereof to the full extent, and for such further relief to which they may be entitled.

Dated this the 4th day of January, 2011.

Respectfully submitted,

Lovell, Lovell, Newsom & Isern, L.L.P.

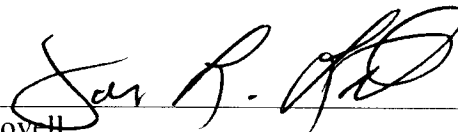


Joe L. Lovell, State Bar No. 12609100
112 W. 8th Avenue, Suite 1000
Amarillo, Texas 79101
(806) 373-1515
(806) 799-7176 Fax
joe@lovell-law.net

Attorney for Emery and Lemonte Hubbard Goodin

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing document was served on all parties
of record on this 4th day of January, 2011.



Joe L. Lovell