



Control Number: 39068



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**PUC DOCKET NO. 39068**

**APPLICATION OF CPS ENERGY FOR §  
ADJUSTMENT OF RATES TO § PUBLIC UTILITY COMMISSION  
COLLECT INCREMENTAL §  
WHOLESALE TRANSMISSION COST § OF TEXAS  
REVENUE FOR THE LAST FOUR §  
MONTHS OF 1999 AND FOR 2000 §  
§**

**SHARYLAND UTILITIES, L.P.'S  
MOTION TO INTERVENE**

Pursuant to the Public Utility Regulatory Act (PURA) and P.U.C. PROC. R. 22.102, 22.103, and 22.104, Sharyland Utilities, L.P. ("Sharyland" or "Movant"), by its Counsel, files this Motion to Intervene as a party in the above-captioned proceeding. In support hereof, Sharyland respectfully shows as follows:

**I.**

The names, address, telephone and facsimile numbers, and email addresses of Sharyland's authorized representatives are as follows:

Richard P. Noland  
James M. Bushee  
James E. Guy  
Alicia Rigler  
SUTHERLAND ASBILL & BRENNAN LLP  
701 Brazos Street, Suite 970  
Austin Centre  
Austin, TX 78701-3232  
(512) 721-2700 (Telephone)  
(512) 721-2656 (Facsimile)  
[richard.noland@sutherland.com](mailto:richard.noland@sutherland.com)  
[james.bushee@sutherland.com](mailto:james.bushee@sutherland.com)  
[james.guy@sutherland.com](mailto:james.guy@sutherland.com)  
[alicia.rigler@sutherland.com](mailto:alicia.rigler@sutherland.com)

Sharyland hereby requests that the Commission and all parties to this proceeding serve copies of all notices, correspondence, pleadings, briefs, requests for information, and other documents upon said authorized representatives.

**II.**

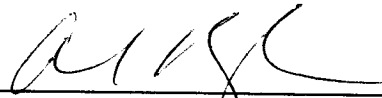
The Commission has jurisdiction over the parties to and subject matter of this proceeding pursuant to PURA.

**III.**

This proceeding involves an application by the City of San Antonio, Texas, acting by and through the City Public Service Board of Trustees ("CPS Energy") to collect incremental wholesale transmission cost revenue through adjustment of rates for the last four months of 1999 and all of 2000 ("Application"). CPS Energy stated in its Application that its requested recovery would be applicable to all transmission service customers, as defined in P.U.C. SUBST. R. 25.5(142), within ERCOT. As a transmission service customer within ERCOT, Sharyland has a justiciable interest that may be adversely affected by the outcome of this proceeding and desires to intervene in order to protect that interest. Sharyland respectfully submits that the foregoing demonstrates Sharyland's standing to intervene under P.U.C. PROC. R. 22.103.

**WHEREFORE**, for the foregoing reasons, Sharyland respectfully requests the Commission to grant it leave to intervene as a party and to participate to the full extent that it desires to do so in the above-captioned proceeding, and to grant Movant such other and further relief as it may show itself justly entitled.

Respectfully submitted,



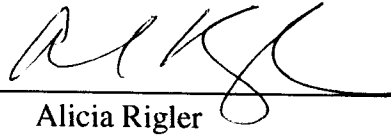
Richard P. Noland  
State Bar No. 15063500  
James M. Bushee  
State Bar No. 24015071  
James E. Guy  
State Bar No. 24027061  
Alicia Rigler  
State Bar No. 24075464  
SUTHERLAND ASBILL & BRENNAN LLP  
701 Brazos Street, Suite 970  
Austin Centre  
Austin, Texas 78701-3232  
(512) 721-2700 (Telephone)  
(512) 721-2656 (Facsimile)

*Attorneys for Sharyland Utilities, L.P.*

March 7, 2011

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing document was served on all parties of record in this proceeding by U.S. mail, postage prepaid, facsimile, or hand delivery this 7<sup>th</sup> day of March 2011.



A handwritten signature in black ink, appearing to read 'ARIGLER', is written over a horizontal line.

Alicia Rigler