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Addendum StartPage: 0

SOAH DOCKET NO. 473-13-5207
PUC DOCKET NO. 41606

2013 SEP 27 PM 2:53
PUBLIC UTILITY COMMISSION
FILING CLERK

JOINT APPLICATION OF ELECTRIC §
TRANSMISSION TEXAS, LLC AND §
SHARYLAND UTILITIES, L.P. TO §
AMEND THEIR CERTIFICATES OF §
CONVENIENCE AND NECESSITY §
FOR THE NORTH EDINBURG TO §
LOMA ALTA DOUBLE-CIRCUIT 345- §
KV TRANSMISSION LINE IN §
HIDALGO AND CAMERON §
COUNTIES, TEXAS §

STATE OFFICE OF

ADMINISTRATIVE HEARINGS

**CITY OF McALLEN'S THIRD REQUESTS FOR INFORMATION
TO ELECTRIC TRANSMISSION TEXAS, LLC AND SHARYLAND UTILITIES, L.P.**

The City of McAllen ("City") requests that you provide the following information and answer the following question(s) under oath. The question(s) should be answered in sufficient detail to fully present all of the relevant facts, within ten (10) calendar days of receipt of these requests, as per SOAH Order No. 1 in this Public Utility Commission ("PUC") Docket No. 41606.

The Commission's Procedural Rules provide that these question(s) are continuing in nature, and if there is a relevant change in your answer after you submit it such that it is no longer complete or accurate, submit an amended answer, under oath, as a supplement to your original answer within five (5) working days of your discovery that such amendment is appropriate. The Commission's Procedural Rules require that you state the name of the witness or witnesses in this cause who will sponsor the answer to the question at the hearing and can vouch for the truth of the answer.

Provide your response to the undersigned counsel at the e-mail address listed below and submit an original and four copies of your answers to the questions to the Filing Clerk, Public

Utility Commission of Texas, 1701 North Congress Avenue, Suite 8-110D, Austin, Texas
78701.

Respectfully submitted,

**LLOYD GOSSELINK ROCHELLE
& TOWNSEND, P.C.**

816 Congress Avenue, Suite 1900

Austin, Texas 78701

(512) 322-5800

(512) 472-0532 (Fax)

GEOFFREY M. GAY

State Bar No. 07774300



EILEEN McPHEE

State Bar No. 24060273

ATTORNEYS FOR THE CITY OF McALLEN

CERTIFICATE OF SERVICE

By my signature so noted above, I hereby certify that a true and correct copy of the foregoing document was transmitted by fax, e-mail and/or regular, first class mail on the 27th day of September, 2013, to ETT/Sharyland.



EILEEN McPHEE

DEFINITIONS

1. "Applicant," "you," "the utility", "ETT" or "Sharyland" refers to Electric Transmission Texas and Sharyland Utilities and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons.

2. "Application" means the application by ETT/Sharyland to amend its certificate of convenience and necessity for the North Edinburg to Loma Alta Double-Circuit 345 kV Transmission Line in Hidalgo and Cameron Counties, Texas, docketed as SOAH Docket No. 473-13-5207, PUC Docket No. 41606.

3. "Communication" means any oral, written, or electronic statements, representations, discussions, conversations, speeches, meetings, remarks, questions, answers, panel discussions, or symposium of which ETT/Sharyland has knowledge, information or belief.

4. "Concerning" means, in whole or in part, directly or indirectly, referring to, relating to, being connected with, commenting on, responding to, showing, describing, analyzing, reflecting embodying, mentioning, or constituting the subject matter identified in the request.

5. "Date" means the exact day, month, and year, if ascertainable or, if not, the best approximation.

6. "Describe" or "identify" when used in reference to a document, means you must state, to the fullest extent possible, the following:

- a. The nature (e.g. letter, handwritten note) of the document;
- b. The title or heading that appears on the document;
- c. The date of the document and the date of each addendum, supplement, or other addition or change;
- d. The identity of the author of the document; any signatory or signatories of the document; and the person on whose behalf or at whose request or direction the document was prepared or delivered; and
- e. The present location of the document, and the name, address, position or title, and telephone number(s) of the person(s) having custody of the document.

7. The terms "document" or "documents" are used in their broadest sense to include, but not be limited to, all written or graphic matter of every kind and description whether printed, produced, or reproduced, by any process whether visually, magnetically, mechanically, electronically, or by hand, whether final or draft, original or reproduction, whether privileged or otherwise excludable from discovery, and whether or not in your actual or constructive possession, custody or control. These shall also be construed to include every copy of a document where the copy contains any commentary or notation of any kinds that does not appear on the original or any other copy.

8. The words “link” and segment” reference the individually numbered/lettered portions of the preferred and alternative routes described in the Application.

9. Words used in the plural shall also be taken to mean and include the singular. Words used in the singular shall also be taken to mean and include the plural.

10. The present tense shall be construed to include the past tense, and the past tense shall be construed to include the present tense.

11. “Each” shall be construed to include the word “every” and “every” shall be construed to include the word “each.”

12. The term “including” means “including, but not limited to.”

13. “Project” shall refer to the application by ETT/Sharyland to amend its certificate of convenience and necessity for the North Edinburg to Loma Alta Double-Circuit 345 kV Transmission Line in Hidalgo and Cameron Counties, Texas, filed in this docket on July 3, 2013 and as may be subsequently amended and supplemented.

INSTRUCTIONS

Electronic or magnetic data shall be produced in its native computer readable format with an identification of its associated software application and computer system on CD-ROM’s readable by PC computers. The data produced must contain an exact and complete image copy of the source hard drives, or other electronic or magnetic media or storage device containing the original data and include not only active files, but all deleted, erased or discarded copies, and prior versions or drafts of the data.

All duplicates or copies of documents are to be provided to the extent they have handwriting, additions, or deletions of any kind different from the original document being produced.

Please comply with P.U.C. PROC. R. 22.72 (g)(2)(B), which per subsection (a) specifically applies to discovery responses, and which provides that: “All pages of the copy filed pursuant to this paragraph, starting with the first page of the table of contents, shall be consecutively numbered through the last page of the document, including attachments, if any.”

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**CITY OF McALLEN'S THIRD REQUESTS FOR INFORMATION
TO ELECTRIC TRANSMISSION TEXAS, LLC AND SHARYLAND UTILITIES, L.P.**

McAllen 3-1 Please refer to Joint Applicant's response to McAllen RFI No. 2-2. Please disclose whether Joint Applicants are willing and able to use structures along proposed links 102, 111, and 118a for the following heights:

- a. 90 feet
- b. 95 feet
- c. 100 feet
- d. 105 feet
- e. 110 feet
- f. 115 feet
- g. 120 feet
- h. 125 feet
- i. 130 feet
- j. 135 feet

McAllen 3-2 If Joint Applicants are unable or unwilling to construct structures using any of the heights listed above in McAllen RFI No. 3-1 to Joint Applicants, please provide the exact location that the structure may not be used at the height specified (such as in the response to McAllen RFI No. 2-1 to Joint Applicants). Additionally, if Joint Applicants are unable or unwilling to construct structures using any of the heights listed above, please provide a detailed explanation of why not.