



Control Number: 41606



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

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

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BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS

MOTION TO INTERVENE
OF
HIDALGO COUNTY WATER IMPROVEMENT DISTRICT NUMBER THREE

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

NOW COMES Hidalgo County Water Improvement District Number Three
("HCWID#3"), pursuant to Public Utility Commission ("PUC") Procedural Rules 22.101, 22.103
and 22.104, and files this Motion to Intervene in the above referenced proceeding, and in support
thereof, respectfully shows the following:

I.
AUTHORIZED REPRESENTATIVE

Attorney R. K. Whittington, pursuant to P.U.C. Proc. R. 22.101(a), hereby notices his
appearance as counsel on behalf of Intervenor HCWID#3 in the above-styled and numbered
proceeding before the State Office of Administrative Hearings.

The name, address, telephone number, facsimile number, and email address of Intervenor HCWID#3's authorized representative are as follows:

R. K. Whittington
LAW OFFICE OF RANDOLPH KIMBLE WHITTINGTON
2014 East Harrison Avenue
Harlingen, Texas 78550
(956) 423-7200 (Telephone)
(956) 423-7999 (Fax)
Email -- chagofuentes@rkwlaw.com

HCWID#3 requests that the Commission and all parties to this proceeding serve copies of all notices, correspondence, pleadings, briefs, requests for information, and other documents on said authorized representative.

II. **JURISDICTION**

The Commission has jurisdiction over the parties and subject matter of this proceeding pursuant to PURA §37.053.

III. **BASIS FOR INTERVENTION**

HCWID#3 has a justiciable interest in this proceeding. HCWID#3 owns property that may be directly impacted by one or more of the routes for the proposed transmission line of Electric Transmission Texas, LLC and Sharyland Utilities, L.P. ("ETT/Sharyland") for the reason that one or more of the proposed routes would cross property owned in fee simple by HCWID#3 or canals, laterals, ditches or pipelines located in easements owned by HCWID#3. HCWID#3 has been notified by ETT/Sharyland that its property may be directly affected, as that term is defined in P.U.C. Proc. R. 22.52(a)(3), by the proposed transmission line that is the subject of this docket. Therefore, HCWID#3 has standing to intervene in this proceeding under

P.U.C. Proc. R. 22.103(b)(2). This Motion to Intervene is filed prior to the August 19, 2013 deadline for intervention established in the *Notice of Application to Amend a Certificate of Convenience and Necessity for a Proposed Transmission Line* issued on behalf of the Public Utility Commission of Texas on July 8, 2013 and is therefore timely. HCWID#3 respectfully requests that this Motion to Intervene be granted and that HCWID#3 be recognized as a party to this proceeding.

IV.
ACKNOWLEDGMENTS

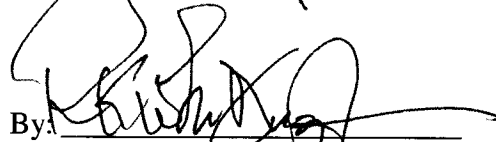
HCWID#3 understands and acknowledges that, as an intervenor:

- (1) HCWID#3 will be a party to the case;
- (2) HCWID#3 is required to respond to all discovery requests from other parties in the case;
- (3) if HCWID#3 files testimony, HCWID#3 may be cross-examined in the hearing;
- (4) if HCWID#3 files any documents in the case, HCWID#3 will have to provide a copy of that document to every other party in the case; and
- (5) HCWID#3 is bound by the Procedural Rules of the Public Utility Commission of Texas (PUC) and the State Office of Administrative Hearings (SOAH).

WHEREFORE, PREMISES CONSIDERED, HCWID#3 respectfully requests that this Motion to Intervene be granted, that HCWID#3 be allowed to participate in this proceeding as a party with all rights thereof to the full extent that it desires to do so, and for such further relief to which it may be entitled.

Respectfully submitted,

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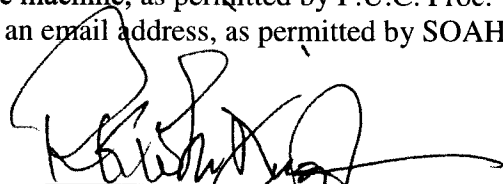


R. K. Whittington
State Bar No. 21404500

Attorney for and Authorized
Representative of Intervenor Hidalgo
County Water Improvement District
Number Three

Certificate of Service

I, R. K. Whittington, attorney for and authorized representative of Intervenor Hidalgo County Water Improvement District Number Three, certify that a copy of this document was served on all parties of record in this proceeding on August 16, 2013 by first class mail or by facsimile transmission to the recipient's current facsimile machine, as permitted by P.U.C. Proc. R. 22.74(b), or by email to any party who has submitted an email address, as permitted by SOAH Order No. 2 signed on July 23, 2013.



R. K. Whittington