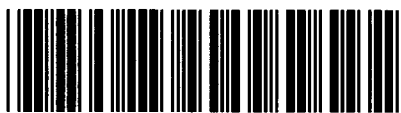




Control Number: 41606



Item Number: 904

Addendum StartPage: 0

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

**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

PUBLIC UTILITY COMMISSION

OF TEXAS**

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FILED
PUBLIC UTILITY COMMISSION
CLERK

**PM TEXAS, LLC AND VALLEY RACE PARK, LLC'S
FIRST REQUESTS FOR INFORMATION TO APPLICANTS**

Pursuant to § 22.144 of the Commission's Procedural Rules and SOAH Order No. 1 of this proceeding, PM Texas, LLC and Valley Race Park LLC (collectively, Valley Race Park or VRP) requests that Electric Transmission Texas, LLC (ETT) and Sharyland Utilities, L.P. (Sharyland) (together, Applicants), by and through its attorneys of record, provide all of the information requested on the attached Exhibit "A" within ten (10) calendar days of receipt. All information responsive to the requests on the attached Exhibit "A" should be sent to the following persons via overnight courier, on a piecemeal basis as individual items become available:

Ms. Katherine Coleman
Mr. James Nortey
Andrews Kurth LLP
111 Congress Avenue, Suite 1700
Austin, Texas 78701
(512) 320-9200
(512) 320-9292 (fax)
katiecoleman@andrewskurth.com
jamesnortey@andrewskurth.com

DEFINITIONS AND INSTRUCTIONS

A. Pursuant to P.U.C. PROC. R. 22.144(c)(2), VRP further requests that answers to the requests for information be made under oath. Each answer should identify the person responsible for preparing that answer (other than the purely clerical aspects of its preparation) and the name of the witness in this proceeding who will sponsor the answer and who can vouch for its accuracy.

B. In producing documents pursuant to this request for information, please indicate the specific request(s) to which the document is being produced.

C. These requests are continuing in nature, and should there be a change in circumstances which would modify or change an answer supplied by you, such changed answer should be submitted immediately as a supplement to your original answer pursuant to P.U.C. PROC. R. 22.144(i).

D. Please answer each request and sub-request in the order in which they are listed and in sufficient detail to provide a complete and accurate answer to the request.

E. VRP further requests that each item of information be made available as it is completed, rather than upon compilation of all information requested.

F. "ETT" refers to Electric Transmission Texas, LLC, its parent, subsidiaries and affiliates, past or present; its employees, officers, directors, agents, consultants, attorneys, and all persons acting under contractual arrangements with or acting or purporting to act on behalf of ETT, including POWER Engineers, Inc; any merged or consolidated predecessors or predecessor in interest; and any merged or consolidated successors in interest.

G. "Sharyland" refers to Sharyland Utilities, L.P., its parent, subsidiaries and affiliates, past or present; its employees, officers, directors, agents, consultants, attorneys, and all persons acting under contractual arrangements with or acting or purporting to act on behalf of Sharyland, including POWER Engineers, Inc; any merged or consolidated predecessors or predecessor in interest; and any merged or consolidated successors in interest.

H. "Applicants, "you" or "your" refers to "ETT" as defined above and "Sharyland" as defined above.

I. The terms "document" or "documents" are used in their broadest sense to include, by way of illustration and not limitation, 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 or not claimed to be privileged or otherwise excludable from discovery, and whether or not in your actual or constructive possession, custody, or control. The terms include writings, correspondence, telegrams, memoranda, studies, reports, surveys, statistical compilations, notes, calendars, tapes, computer disks, data on computer drives, e-mail, cards, recordings, contracts, agreements, invoices, licenses, diaries, journals, accounts, pamphlets, books, ledgers, publications, microfilm, microfiche and any other data compilations from which information can be obtained and translated, by you if necessary, into reasonably usable form. "Document" or "documents" shall also include every copy of a document where the copy contains any commentary or notation of any kind that does not appear on the original or any other copy.

J. Pursuant to Rule 196.4 of the Texas Rules of Civil Procedure, VRP specifically requests that any electronic or magnetic data (which is included in the definition of “document”) that is responsive to a request herein be produced on CD-Rom in a format that is compatible with Microsoft, Macintosh and/or Word Perfect and be produced with your response to these requests.

K. The terms “and” and “or” shall be construed both disjunctively and conjunctively as necessary to make the request inclusive rather than exclusive.

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

M. “Any” shall be construed to include “all” and “all” shall be construed to include “any.”

N. The term “concerning,” or one of its inflections, includes the following meanings: relating to; referring to; pertaining to; regarding; discussing; mentioning; containing; reflecting; evidencing; describing; showing; identifying; providing; disproving; consisting of; supporting; contradicting; in any way legally, logically or factually connected with the matter to which the term refers; or having a tendency to prove or disprove the matter to which the term refers.

O. “Relate to,” “regarding,” “concerning” and similar terms mean addressing, analyzing, referring, discussing, mentioning in any way, explaining, supporting, describing, forming the basis for, or being logically or causally connected in any way with the subject of these discovery requests.

P. The term “including,” or one of its inflections, means and refers to “including but not limited to.”

Q. “Provide the basis,” “state the basis,” or “explain the basis” means provide all information on or describe every fact, statistic, inference, estimate, consideration, conclusion, study, and analysis known to ETI that was relied upon in support of the expressed contention, proposition, conclusion or statement.

R. 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.

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

T. If any document is withheld under any claim of privilege, please furnish a list identifying each document for which a privilege is claimed, together with the following information: date, sender, recipients of copies, subject matter of the document, and the basis upon which such privilege is claimed.

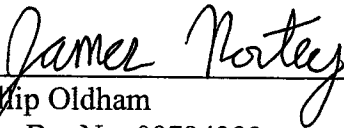
U. Pursuant to P.U.C. Proc. R. 22.144(h)(4), if the response to any request is voluminous, please provide a detailed index of the voluminous material.

V. If the information requested is included in previously furnished exhibits, workpapers, responses to other discovery inquiries or otherwise, in hard copy or electronic format, please furnish specific references thereto, including Bates Stamp page citations and detailed cross-references.

W. If a data response is available in EXCEL format, provide the EXCEL version of the data response.

Respectfully submitted,

ANDREWS KURTH LLP



Phillip Oldham
State Bar No. 00794392
Katherine Coleman
State Bar No. 24059596
James Nortey
State Bar No. 24079063
111 Congress Avenue, Suite 1700
Austin, Texas 78701
(512) 320-9200
(512) 320-9292 FAX

ATTORNEYS FOR VALLEY RACE PARK

CERTIFICATE OF SERVICE

I, James Nortey, hereby certify that a copy of VRP's First RFI to Applicants was served on all parties of record in this proceeding on this 28th day of August, 2013 by electronic mail, facsimile and/or First Class, U.S. Mail, Postage Prepaid.



James Nortey

EXHIBIT A

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

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

**PM TEXAS, LLC AND VALLEY RACE PARK, LLC'S
FIRST REQUESTS FOR INFORMATION TO APPLICANTS**

- VRP 1-1** Please provide a copy of ETT's standard easement form. If ETT does not have a standard easement form, please provide any documents used to initiate negotiations with landowners for ETT's most recent easement acquisition.
- VRP 1-2** Please provide a copy of Sharyland's standard easement form. If Sharyland does not have a standard easement form, please provide any documents used to initiate negotiations with landowners for Sharyland's most recent easement acquisition.
- VRP 1-3** In the event that a route is selected which includes Link 259, please state which utility will own and operate the portion of the transmission where Link 259 is located.
- VRP 1-4** Will all construction activities take place inside the right-of-way?
- VRP 1-5** Please confirm that the right-of-way for Link 259 will not touch or otherwise affect VRP's property located on Tract ID # 191319. If you cannot confirm, please provide an explanation as to how VRP's property will be impacted.
- VRP 1-6** Please confirm that construction activities and future operation of the proposed line will not occur on or otherwise interfere with VRP's use of its property located on Tract ID # 191319. If you cannot confirm, please provide an explanation.
- VRP 1-7** How do Applicants intend to access the right-of-way for link 259 during the construction process?

- VRP 1-8** During construction or operation of the transmission line, do Applicants intend to use herbicides, pesticides, or other chemicals in the right-of-way? If so, please list all chemicals intended for use and their effect on land property, animals, and humans.
- VRP 1-9** Please provide copies of all documents and workpapers relating to the selection of Route 32 as the route which best addresses the requirements of PURA and the P.U.C. Substantive rules.
- VRP 1-10** Please provide all documents received by Applicants regarding routes 5, 7, 20, 23, and 26 or any of the individual links located on these routes.
- VRP 1-11** Please provide any notes taken during the open-house meetings pertaining to routes 5, 7, 20, 23, and 26 or any of the individual links located on these routes.
- VRP 1-12** Please provide a list identifying each intervenor by Tract ID, Link, and Structure in native format.
- VRP 1-13** Please identify all intervenors located on Link 259 by tract number.