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SOAH DOCKET NO. 473-16-2751  
PUC DOCKET NO. 45624

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PUBLIC UTILITY COMMISSION  
BEFORE THE FILING CLERK

APPLICATION OF THE CITY OF  
GARLAND TO AMEND A  
CERTIFICATE OF CONVENIENCE  
AND NECESSITY FOR THE RUSK TO  
PANOLA DOUBLE-CIRCUIT 345-KV  
TRANSMISSION LINE IN RUSK AND  
PANOLA COUNTIES

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STATE OFFICE OF

ADMINISTRATIVE HEARINGS

**SOUTHERN CROSS TRANSMISSION LLC'S THIRD SET OF REQUESTS  
FOR INFORMATION TO TEXAS INDUSTRIAL ENERGY CONSUMERS**

TO: Texas Industrial Energy Consumers, by and through its attorney of record, Phillip Oldham, Thompson & Knight LLP, 98 San Jacinto Blvd., Suite 1900, Austin, Texas 78701.

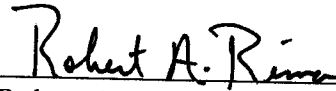
Pursuant to 16 Tex. Admin. Code (TAC) § 22.144 and SOAH Order No. 2, Southern Cross Transmission LLC (SCT) requests that Texas Industrial Energy Consumers (TIEC) provide the following information and answer the following questions under oath within ten (10) calendar days. The answers should be provided in sufficient detail to present all relevant facts. These questions are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. For each response, please state the Request for Information (RFI) and identify the individuals responsible for preparing and sponsoring the response by name and title.

For any response that requires the use of or reference to information previously designated as "Confidential" or "Highly Sensitive" material, please provide responses in accordance with the terms of the Protective Order and the Commission's Rules relating to "Confidential" and "Highly Sensitive" materials. *See* 16 TAC § 22.142.

All information responsive to the attached requests should be made to:

Robert A. Rima  
Law Offices of Robert A. Rima  
7200 N. MoPac Expressway, Suite 160  
Austin, Texas 78731-2560  
512-349-3449 Telephone  
512-349-9339 Fax  
bob.rima@rimalaw.com

Respectfully submitted,



Robert A. Rima  
State Bar No. 16932500  
Law Offices of Robert A. Rima  
7200 N. MoPac Expressway, Suite 160  
Austin, Texas 78731-2560  
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bob.rima@rimalaw.com

*In w/ permission*

*Attorney for Southern Cross Transmission LLC*

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of this document was served on TIEC on May 16, 2016 by electronic mail, facsimile, hand-delivery, overnight delivery, or First Class U.S. Mail.



Robert A. Rima

*In w/ permission*

### **Instructions & Definitions**

1. A reference to "SCT" shall mean Southern Cross Transmission LLC.
2. A reference to "TIEC" shall mean the Texas Industrial Energy Consumers.
3. The term "Commission" refers to the Public Utility Commission of Texas.
4. Reference to "you" or "your" means all divisions, departments, bureaus, or agencies of the party served, and all witnesses whose testimony the respective party to which this Request is submitted intends to present to the Public Utility Commission of Texas, and all persons acting or purporting to act for or on behalf of the respective party, including all staff, employees, agents, representatives, attorneys, consultants, economists, engineers, and accountants.
5. The term "information" includes all documents and communications.
6. The terms "and" and "or" shall be construed both disjunctively and conjunctively as necessary to make the requests inclusive rather than exclusive.
7. "Each" shall be construed to include the word "every" and "every" shall be construed to include the word "each."
8. "Document" or "documents" is intended to be comprehensive and shall mean every original (or an identical copy if the original is unavailable) and every copy which differs in any way from the original of every writing, recording (e.g., photograph, videotape, audiotape), or other tangible expression, whether handwritten, typed, drawn, sketched, printed, or recorded by any physical, mechanical, electronic, or electrical means whatsoever, and shall be construed to the fullest extent of the P.U.C. Procedural Rules and the Texas Rules of Civil Procedure, and shall include, without limitation all agreements, contracts, communications, correspondence, letters, telegrams, telexes, messages, memoranda, records, reports, books, summaries, tape recordings or other records of personal conversations, minutes or summaries or other records of meetings and conferences, summaries or other records of negotiations, other summaries, diaries, diary entries, calendars, appointment books, time records, instructions, work assignments, financial statements, work sheets, workpapers, drafts, graphs, maps, charts, tables, accounts, analytical records, consultants' reports, appraisals, bulletins, brochures, pamphlets, circulars, trade letters, press releases, notes, notices, marginal notations, notebooks, telephone records, bills, statements, records of obligation and expenditure, invoices, lists, journals, advertising, recommendations, printouts, compilations, tabulations, analyses, studies, surveys, transcripts of hearings, transcripts of testimony, affidavits, expense reports, microfilm, microfiches, articles, speeches, tape or disk recordings, sound recordings, video recordings, film, tape, photographs, punch cards, programs, data compilation from which information can be obtained (including matter used in data processing) and other printed, written, handwritten, typewritten, recorded, stenographic, computer-generated, computer-stored, electronically-stored matter, however and by whomever produced, prepared, reproduced, disseminated, or made.

9. "Person" means any natural person, firm, association, partnership, joint venture, corporation, estate, trust, receiver, syndicate, municipal corporation, government agency, any other form of legal entity, and other group or combination acting as a unit.
10. "Relating to" a subject means making a statement about, mentioning, referring to, discussing, describing, reflecting, identifying, dealing with, consisting of, constituting or in any way pertaining, in whole or in part, to the subject.
11. The words "communication" or "communications" include any written, electronic, or verbal conversations or any other statement from one person to another, including but not limited to, any interview, conference, conversation, discussion, meeting or telephone conversation.
12. "Identify" means:
  - a. as to a "person," stating his, her or its:
    - (i) legal, full and customarily used names;
    - (ii) present residential or business address;
    - (iii) job title; and
    - (iv) name of employer.
  - b. as to a document, act, event, transaction or occurrence, stating:
    - (i) its date, authors or participants;
    - (ii) the place where it took place, was created or occurred;
    - (iii) its purpose and subject matter; and
    - (iv) a concise description of what transpired.
13. "Including" means and refers to "including but not limited to."
14. Use of the singular or plural word form in a request is not to be interpreted to exclude information or documents from the scope or intent of the specific request. 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.
15. For each response, please restate the RFI and identify the individual(s) responsible for preparing and sponsoring the response by name and title.
16. For each document produced that is generated by computer, please identify:
  - a. the nature and source of the data constituting the input;
  - b. the form of the input (*e.g.*, tapes, punch cards);
  - c. the recording system employed (*e.g.*, program, flow charts); and

- d. the person(s) responsible for processing the input and/or performing the programming.
17. If the information requested was included in previously furnished exhibits, schedules, workpapers, responses to other discovery inquiries, or otherwise, in hard copy or electronic format, please furnish specific references to the previously furnished materials, including Bates Stamp page citations and detailed cross-references.
18. If, in answering any of these requests, there is any ambiguity in interpreting either the request or a definition or instruction applied thereto, please contact SCT's attorney, Bob Rima at 512-349-3449.
19. If an RFI calls for production of a document that was, but is no longer, in your possession, or subject to your control, or in existence, state whether it:
- a. is missing or lost;
  - b. has been destroyed;
  - c. has been transferred, voluntarily or involuntarily to others; or
  - d. has been otherwise disposed of; and in each instance, explain the facts concerning how the document became unavailable; state the date or approximate date of the unavailability; the contents of the document; and the person who authorized the transfer, destruction or other disposition of said document. Documents prepared prior to, but which relate to or refer to, the time period covered by these RFIs are to be identified.

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**SOUTHERN CROSS TRANSMISSION LLC'S THIRD SET OF REQUESTS  
FOR INFORMATION TO TEXAS INDUSTRIAL ENERGY CONSUMERS**

**SCT 3-1** The following question relates to Mr. Griffey's response to SCT RFI No. 2-4. Specifically, Mr. Griffey concludes "The analysis presented showed only monthly average prices for the connecting load node, and at these prices the value of the imports across the SCT line are an insignificant amount of total production cost." Please provide the analysis relied on by Mr. Griffey that supports Mr. Griffey's conclusion including the workpaper(s) associated with the analysis. If no workpapers were created, please provide the details regarding the specific calculations and/or comparisons that were made to reach the conclusion.

**SCT 3-2** The following question relates to Mr. Griffey's response to SCT RFI No. 2-4. Specifically, Mr. Griffey concludes: "Based on the information presented, the production cost decreases shown for imports in SCT's analysis appear to be caused by increased imports on the existing DC ties rather than imports across the SCT line." Please provide a full and complete explanation of the following:

- (a) Upon what does Mr. Griffey base his conclusion that the benefits from imports are caused by increased imports on the existing DC ties rather than imports across SCT?
- (b) Provide a copy of any quantitative or qualitative analysis Mr. Griffey relied on to support his conclusion that the benefits from imports are caused by increased imports on the existing DC ties rather than imports across SCT?
- (c) Upon what basis is Mr. Griffey linking flows on the existing ties vs. flows on SCT to benefits of the SCT project?
- (d) On what basis does Mr. Griffey assign the benefits to flows across the existing DC ties?
- (e) Does Mr. Griffey believe that lower production costs in the change case that he attributes to flow across the existing DC ties are entirely independent of the SCT project – for example would they exist independent of the presence of the SCT project? If the answer is anything other than "yes" please provide explain the basis for your response.