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APPLICATION OF LCRA	§	BEFORE THE STATE PUBLIC UTILITY COMMISSION
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CORPORATION TO AMEND A	§	
CERTIFICATE OF CONVENIENCE &	§	OF
NECESSITY FOR THE ROUND ROCK-	§	
LEANDER 138-KV TRANSMISSION	§	
LINE IN WILLIAMSON COUNTY	§	ADMINISTRATIVE HEARINGS

POST-HEARING REPLY BRIEF OF  
CANNON 140 LP

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ATTORNEY FOR CANNON 140 LP

January 13, 2017

1545

**P.U.C. DOCKET NO. 45866  
SOAH DOCKET NO. 473-16-4342**

<b>APPLICATION OF LCRA</b>	<b>§</b>	<b>BEFORE THE STATE OFFICE</b>
<b>TRANSMISSION SERVICES</b>	<b>§</b>	
<b>CORPORATION TO AMEND A</b>	<b>§</b>	
<b>CERTIFICATE OF CONVENIENCE &amp;</b>	<b>§</b>	<b>OF</b>
<b>NECESSITY FOR THE ROUND ROCK-</b>	<b>§</b>	
<b>LEANDER 138-KV TRANSMISSION</b>	<b>§</b>	
<b>LINE IN WILLIAMSON COUNTY</b>	<b>§</b>	<b>ADMINISTRATIVE HEARINGS</b>

**POST-HEARING REPLY BRIEF OF CANNON 140 LP**

Intervenor, CANNON 140 LP (“Cannon 140”), files this its Post-Hearing Reply Brief (the “Post-Hearing Reply Brief”) to the Application of LCRA Transmission Services Corporation (“LCRA”) for the above-captioned Certificate of Convenience and Necessity (“the LCRA Application”). Cannon 140 prays that the Administrative Law Judges (“ALJs”) issue a Proposal for Decision recommending that the Texas Public Utility Commission (“PUC”) approve a route that does not include proposed route segment “Y” (“Segment “Y”) and/or substation 2-3 (“Substation 2-3”).

**I. INTRODUCTION AND SUMMARY**

In its Post Hearing Initial Brief, Cannon 140 outlined generally the grounds for its opposition to any route that included Proposed Segment “Y” and proposed “Substation 2-3” and specifically the grounds for its opposition to Route 3, Route Staff 3M and Route 1, which were the only proposed routes that utilized Proposed Segment “Y” or proposed Substation 2-3. Cannon 140 incorporates its stated opposition as if fully set forth herein.

In its Initial Post-Hearing Brief, the Leander Independent School District (the “LISD”) identified three new routes which modify plans proposed by the Cities of Round Rock,

Georgetown, Cedar Park and Leander: a) “Reagan Route,” b) “Southern Boundary 1,” and c) “Southern Boundary 2.”<sup>1</sup> Cannon 140 is opposed to proposed route “Southern Boundary 1.” “Southern Boundary 1” would modify LCRA Routes 31 and 29 and Route Col-1 by using Segments X (in and out)-(substation 2-3)-W4-V4-H6-N-M in lieu of Segments-T4-W-V-Q4-Q-P-M-F6-(substation 2-8).<sup>2</sup> Proposed route “Southern Boundary 1’s” use of Substation site 2-3 renders the proposed amended route non-forward progressing. As discussed in Cannon 140’s Post Hearing Initial Brief, it is incumbent on the utility to put forward progressing routes and segment combinations.<sup>3</sup> “Southern Boundary 1” is not one of those routes. Additionally, the use of substation 2-3 would result in the construction of a substation directly across from the Cannon 140 property, which would dramatically affect the marketability and value of the Cannon 140 Property.<sup>4</sup>

### **III. CONCLUSION**

The ALJs and the PUC should conclude that: 1) Route 3, Route Staff 3M and any route using Segment “Y” do not comply with the Statutory and Regulatory Criteria; 2) Route 3 and Route Staff 3M are not the best and most viable routes for the LCRA Application; and 3) Route 1 and Southern Boundary Route 1 and any route utilizing Substation 2-3 are not the best and most viable routes for the LCRA Application.

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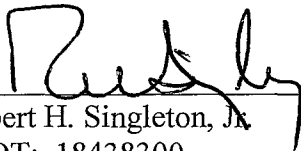
<sup>1</sup> Initial Post Hearing Brief of Leander Independent School District, p. 1-2

<sup>2</sup> Initial Post Hearing Brief of Leander Independent School District, p. 17

<sup>3</sup> Tr. Vol. 2, p. 447, ll. 16-24

<sup>4</sup> Cannon 140 Ex. 1, p. 6, ll. 10-14

Respectively submitted,

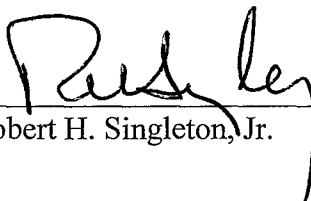


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ATTORNEY FOR CANNON 140 LP

### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing document was served pursuant to SOAH Order No. 2 in this docket.



Robert H. Singleton, Jr.