

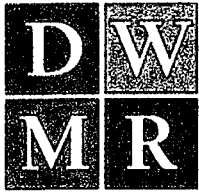


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DUGGINS  
WREN  
MANN &  
ROMERO, LLP

One American Center  
600 Congress  
Suite 1900  
Austin, TX 78701

P.O. Box 1149  
Austin, TX 78767

p: 512.744.9300  
f: 512.744.9399  
www.dwmrlaw.com

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December 12, 2017

PUBLIC UTILITY COMMISSION  
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Chairman DeAnn T. Walker  
Commissioner Brandy Marty Marquez  
Commissioner Arthur C. D'Andrea  
Public Utility Commission of Texas  
1701 N. Congress Ave.  
Austin, Texas 78701

Re: PUC Docket No. 46368; SOAH Docket No. 473-17-0684; *Application of AEP Texas North Company for Regulatory Approvals Related to Installation of Utility-Scale Battery Facilities*; **Response to Request for Oral Argument**

Dear Commissioners:

On December 5<sup>th</sup>, TIEC, Luminant and OPUC requested oral argument in this proceeding. These parties have already had numerous opportunities to present their arguments to the Commission in this case, the record is closed, and neither the law nor the policy issues have changed to justify a further chance to make their case. They first presented their arguments in a motion for summary decision that the ALJ denied and the Commission declined to hear on appeal. Then they filed Exceptions after the ALJ recommended approval of AEP Texas' application. Finally, they submitted an extended substantive Reply to AEP Texas' short errata filed to correct errors in the PFD. As a result, these parties have already presented their arguments to the Commission several more times than normal in Commission proceedings.

Not satisfied with the ordinary course of Commission procedure or the multiple opportunities they have already had to argue their case, these parties now seek a chance to rebut the Replies filed by AEP Texas and Tesla and the response letter filed by the ALJ. The Commission can ask parties for any information it desires at the open meeting, but the requesting parties have shown no justification for being allowed supplemental rebuttal and a fourth opportunity to argue their case to the Commission.

Very truly yours,

Kerry McGrath  
*Attorney for AEP Texas*

cc: Parties of Record  
Central Records

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