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Addendum StartPage: 0

PUC DOCKET NO. 49737
SOAH DOCKET NO. 473-19-6862



APPLICATION OF SOUTHWESTERN §
ELECTRIC POWER COMPANY FOR § BEFORE THE STATE OFFICE
CERTIFICATE OF CONVENIENCE §
AND NECESSITY AUTHORIZATION § OF
AND RELATED RELIEF FOR THE §
ACQUISITION OF WIND § ADMINISTRATIVE HEARINGS
GENERATION FACILITIES §

**GOLDEN SPREAD ELECTRIC COOPERATIVE, INC.'S EXCEPTIONS TO THE
PROPOSAL FOR DECISION**

Table of Contents

I. INTRODUCTION.....1

II. CERTIFICATE OF CONVENIENCE AND NECESSITY STANDARD OF REVIEW (P.O. ISSUE NO. 2).....2

III. ANALYSIS OF ECONOMICS OF SELECTED WIND FACILITIES (P.O. ISSUE NOS. 2, 3, 5, 6, 19, 23).....7

IV. PROPOSED CONDITIONS (P.O. ISSUE NOS. 10, 19, 20, 24).....7

A. EVIDENCE OF POTENTIAL NEGATIVE EFFECTS ON SPP TRANSMISSION RATEPAYERS IN TEXAS.....7

1. SWEPCO FAILED TO MAKE A *PRIMA FACIE* SHOWING REGARDING THE EFFECTS OF THE PROJECT ON PROXIMATE UTILITIES UNDER PURA § 37.056(C)(3).....7

2. THE RECORD INCLUDES EVIDENCE THAT “THE PROJECT WOULD NEGATIVELY AFFECT SPP’S TRANSMISSION RATEPAYERS IN TEXAS.”.....8

3. FAIRNESS AND ACCESS TO INFORMATION SUGGEST THAT INTERVENORS SHOULD NOT BE ASSIGNED THE BURDEN OF PROOF RELATED TO THE PROJECT’S EFFECTS ON PROXIMATE UTILITIES.8

B. COMMISSION AUTHORITY TO CONDITION APPROVAL ON HOLDING SPP TRANSMISSION RATEPAYERS IN TEXAS HARMLESS10

V. REGULATORY APPROVALS IN OTHER JURISDICTIONS (P.O. ISSUE NOS. 7, 8, 9, 10)13

VI. OTHER CCN ISSUES (P.O. ISSUE NOS. 1, 2, 3, 4, 11, 12).....13

VII. RATE ISSUES (P.O. ISSUE NOS. 21, 22, 25, 26, 27, 28, 29, 30, 31).....13

VIII. SALE, TRANSFER, MERGER ISSUES (P.O. ISSUE NOS. 13, 14, 15, 16, 17, 18)..13

IX. CONCLUSION13

**PUC DOCKET NO. 49737
SOAH DOCKET NO. 473-19-6862**

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Golden Spread Electric Cooperative Inc. (“Golden Spread”) files these limited and narrow Exceptions to the Proposal for Decision (“Exceptions”). On May 26, 2020, the State Office of Administrative Hearings (“SOAH”) Administrative Law Judges (“ALJs”) issued a Proposal for Decision (“PFD”) in this proceeding. Golden Spread appreciates the work and efforts of the ALJs in preparing the PFD. The deadline for filing exceptions is June 11, 2020; therefore, this pleading is timely filed. In support of its Exceptions, Golden Spread respectfully submits the following for the Commission’s consideration and adoption.

I. INTRODUCTION

Golden Spread appreciates the SOAH ALJs’ careful review and consideration of the record evidence, which is comprehensively detailed and fully cited in the PFD. Golden Spread does not dispute the ALJ’s ultimate finding that the Southwestern Electric Power Company (“SWEPCO”) application with the Public Utility Commission of Texas (“Commission”) to amend its Certificate of Convenience and Necessity (“CCN”) to acquire an interest in three wind generation facilities (“Project”) in Oklahoma (“Application”) should be denied. Golden Spread respectfully excepts only with respect to three issues of the multitude of issues covered by the PFD. Specifically, Golden Spread excepts: (1) to the portions of the PFD regarding the Commission’s ability to consider congestion and transmission costs in a CCN proceeding even though they are included in the Federal Energy Regulatory Commission (“FERC”)-approved Southwest Power Pool (“SPP”) Open Access Transmission Tariff (“OATT”), (2) to the portions of the PFD appearing to place the burden on intervenors to prove SWEPCO’s proposal may inflict potential harms on proximate

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Table of Contents

I.	INTRODUCTION.....	1
II.	CERTIFICATE OF CONVENIENCE AND NECESSITY STANDARD OF REVIEW (P.O. ISSUE NO. 2).....	2
III.	ANALYSIS OF ECONOMICS OF SELECTED WIND FACILITIES (P.O. ISSUE NOS. 2, 3, 5, 6, 19, 23).....	7
IV.	PROPOSED CONDITIONS (P.O. ISSUE NOS. 10, 19, 20, 24).....	7
A.	EVIDENCE OF POTENTIAL NEGATIVE EFFECTS ON SPP TRANSMISSION RATEPAYERS IN TEXAS.....	7
1.	SWEPCO FAILED TO MAKE A <i>PRIMA FACIE</i> SHOWING REGARDING THE EFFECTS OF THE PROJECT ON PROXIMATE UTILITIES UNDER PURA § 37.056(C)(3).....	7
2.	THE RECORD INCLUDES EVIDENCE THAT “THE PROJECT WOULD NEGATIVELY AFFECT SPP’S TRANSMISSION RATEPAYERS IN TEXAS.”.....	8
3.	FAIRNESS AND ACCESS TO INFORMATION SUGGEST THAT INTERVENORS SHOULD NOT BE ASSIGNED THE BURDEN OF PROOF RELATED TO THE PROJECT’S EFFECTS ON PROXIMATE UTILITIES.	8
B.	COMMISSION AUTHORITY TO CONDITION APPROVAL ON HOLDING SPP TRANSMISSION RATEPAYERS IN TEXAS HARMLESS	10
V.	REGULATORY APPROVALS IN OTHER JURISDICTIONS (P.O. ISSUE NOS. 7, 8, 9, 10).....	13
VI.	OTHER CCN ISSUES (P.O. ISSUE NOS. 1, 2, 3, 4, 11, 12).....	13
VII.	RATE ISSUES (P.O. ISSUE NOS. 21, 22, 25, 26, 27, 28, 29, 30, 31).....	13
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IX.	CONCLUSION	13

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