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**SOAH DOCKET NO. 473-21-0247  
PUC DOCKET NO. 51023**

**APPLICATION OF THE CITY OF SAN ANTONIO TO AMEND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY FOR THE SCENIC LOOP 138-KV TRANSMISSION LINE IN BEXAR COUNTY** §  
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**BEFORE THE STATE OFFICE OF PUBLIC UTILITY COMMISSION OF TEXAS**  
**OF**  
**ADMINISTRATIVE HEARINGS**



**CPS ENERGY’S STATEMENT UNDER SECTION 4 OF THE PROTECTIVE ORDER DESIGNATING CONFIDENTIAL PROTECTED MATERIALS**

COMES NOW the undersigned attorneys for the City of San Antonio, acting by and through the City Public Service Board (CPS Energy) and submit this statement under Section 4 of the Protective Order entered in this case. The information produced by CPS Energy in response to Anaqua Springs Homeowners Association’s (AS HOA) First Request for Information has been reviewed by CPS Energy’s undersigned counsel sufficient to state in good faith that some of the information is confidential protected material under the Protective Order in this docket and exempt from public disclosure under the Texas Public Information Act.<sup>1</sup> The reasons supporting the designation are outlined below.

**I. DESCRIPTION OF PROTECTED MATERIALS**

CPS Energy’s response to AS HOA’s RFI 1-8 contains information relating to either (1) the location of real or personal property for a public purpose prior to public announcement of the project; or (2) appraisals or purchase price of real or personal property for a public purpose prior to the formal award of contracts for the property. Accordingly, such information is excepted from disclosure under Tex. Gov’t Code §552.105.

**II. STATEMENT OF COUNSEL**

The undersigned counsel for CPS Energy has reviewed the foregoing materials sufficiently to state in good faith that parts of the information contained therein is confidential and/or highly sensitive protected material for at least the reasons stated above.

<sup>1</sup> Tex. Gov’t Code Ch. 552.

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Respectfully submitted,

/s/ Kirk D. Rasmussen

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**ATTORNEYS FOR CPS ENERGY**

**CERTIFICATE OF SERVICE**

I certify that a copy of this document was served on all parties of record on this date via the Commission's Interchange in accordance with the Commission's order in Docket No. 50664 suspending PUC Procedural Rule 22.74.

/s/ Kirk D. Rasmussen

Kirk D. Rasmussen