



Control Number: 51023



Item Number: 395

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

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APPLICATION OF THE CITY OF SAN § BEFORE THE STATE OFFICE
ANTONIO, ACTING BY AND §
THROUGH THE CITY PUBLIC §
SERVICE BOARD (CPS ENERGY) TO §
AMEND ITS CERTIFICATE OF § OF
CONVENIENCE AND NECESSITY FOR §
THE SCENIC LOOP 138-KV §
TRANSMISSION LINE IN BEXAR §
COUNTY § ADMINISTRATIVE HEARINGS

SOAH ORDER NO. 3
ADDRESSING INTERVENORS; OVERRULING OBJECTIONS AND DENYING
MOTION TO STRIKE TESTIMONY; SERVICE OF DOCUMENTS

Intervenors

The following filed requests to intervene in this matter that were unopposed by the City of San Antonio, acting through the City Public Service Board, (Applicant), and said requests to intervene are **GRANTED**:

INTERVENOR	DOCKET NO.
Chris and Michelle Booth	30
Geoffrey Grant	31
Kristina & Christopher Stroud	32, 35
Kim Ury	33
Monica & Chris Casady	34
James G. Brigham	36
Mike Leonard	37
David Burke	38
Elizabeth & John Kupferschmid	40
Rodolfo Santoscoy	43
Joy & Michael Escriva	44, 45
Mark & Marciela Siegel	46, 47

James Galusha	49
Marlin Sweigart	50
Suzan Corral	51
James Gillingham	52
Scott E. Streifert	56
Donna M. Balli	59
Judith A. Catalan	60
Carrie Clayton	97
David M. Walts	73, 90
Michael & Maria Roxana Hope-Jones	91, 93
Gregory Godwin	88
Roberto Sanchez	83
Chandler Mross	82
Jim Flores	79
Joel & Cortney Comp	69, 77
Daniel Lonergan	76
James Middleton	75
Alan Hibberd	72
Richard Hauptfleisch	68
Ronald Schappaugh	67
The Deitchle Family Trust	66
Joshua & Kristi-Marie Standing Cloud	285, 350
Raul Figueroa	333
Betsy Omeis	252
Anupama Atluri	256
Barbara & Ernie Centeno	361
Jordan K. & Donna K. Reed	362
Peter Eick	366

Mary Ebensberger ¹	380
Pinson Interests LTD LLP, Crighton Development Co. (added to Toutant Ranch, Ltd. and ASR PARKS, LLC)	377

Denise Baker (Docket No. 326) and Bruce Reid (Docket No. 190) separately submitted blank intervention forms attached to written comments. The Administrative Law Judges (ALJs) find that these forms do not clearly indicate an intent to intervene in this case. Additionally, Evangelina Reyes (Docket No. 286) filed a Deed of Trust that did not clearly indicate an intent to intervene in this case. If Ms. Baker, Mr. Reid, or Ms. Reyes would like to clarify their positions, they may do so by filing a clarification by December, 11, 2020, to which Applicants may file a response.

Aline D. Knoy (Docket No. 264) filed comments in this matter, not a motion to intervene; however, she was admitted as an intervenor in error under PUC Order No. 8. Ms. Knoy is hereby removed as an intervenor in this case. If Ms. Knoy wishes to clarify her position, she may do so by filing a notice by December 11, 2020, to which Applicants may file a response.

Anaqua Springs's Objections/Motion to Strike Portions of Lisa Meaux's Direct Testimony

Anaqua Springs filed Objections to and a Motion to Strike portions of Lisa Meaux's direct testimony on behalf of Applicant. Applicant and Clearwater Ranch POA filed responses to the motion. Anaqua Springs objects to a portion of Ms. Meaux's testimony that describes a letter sent by the United States Air Force and Army regarding their interest in property crossed by Segment 12 and their position on granting an easement for Applicant's project. Anaqua Springs argues that the testimony should be stricken on the grounds that it is not the best evidence under Rule 1002 of

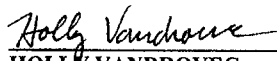
¹ Ms. Ebensberger did not include an email address on her request to intervene. Ms. Ebensberger is encouraged to review SOAH Orders 1 and 2 filed in this case and to submit an email address to be used for service.

the Texas Rules of Evidence. Anaqua Springs's objections to the testimony are **OVERRULED** and its motion to strike is **DENIED**. The ALJs will give the testimony its due weight, if any.

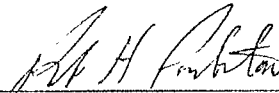
Parties' Agreement Regarding Service

When filing documents in any case, a party is required to "serve" or provide a copy of that document on all other parties. According to Applicant's October 26, 2020 filing, the parties in this case have agreed to service of documents via the Public Utility Commission (PUC) Interchange, which is a website showing all documents filed in a given case. Pursuant to the parties' agreement, all parties are **ORDERED** to use the PUC Interchange to serve and review filings. Parties may request notice of all filings by email by going to www.puc.texas.gov/industry/filings/Default.aspx, clicking on "Filings Notification System" and following the instructions using the PUC Docket/Control Number assigned to this case: 51023. As a reminder, traditional service has been suspended. The only method for reviewing pleadings and orders (other than discovery directly between parties) is through the Interchange.

SIGNED December 1, 2020.



HOLLY VANDROVEC
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS



ROBERT H. PEMBERTON
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS