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



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| <p><b>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</b></p> | <p>§<br/>§<br/>§<br/>§<br/>§<br/>§</p> | <p style="text-align: center;"><b>BEFORE THE STATE OFFICE</b></p> <p style="text-align: center;"><b>OF</b></p> <p style="text-align: center;"><b>ADMINISTRATIVE HEARINGS</b></p> |
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**SOAH ORDER NO. 6  
ADOPTING AMENDMENTS TO PROCEDURAL SCHEDULE; RESETTING HEARING ON THE MERITS AND PREHEARING CONFERENCE; RESETTING DEADLINE TO FILE PROPOSAL ON ZOOM PROCEDURES**

CPS Energy has proposed unopposed amendments to the procedural schedule adopted in SOAH Order No. 2.<sup>1</sup> The Administrative Law Judges (ALJs) adopt those amendments, with one modification, as follows:

| EVENT  | DATE/DEADLINE     |
|--|-------------------|
| CPS Energy's Amended Application Filing (completed)  | December 23, 2020 |
| Deadline for Discovery on Applicant's Direct Case  | February 12, 2021 |
| Intervenors' Direct Testimony or Statement of Position   | February 17, 2021 |
| Objections to Intervenors' Direct Testimony  | February 26, 2021 |
| Deadline for Discovery on Intervenor Direct Testimony  | March 1, 2021     |
| Staff's Direct Testimony/Intervenors' Cross-Rebuttal Testimony                                   | March 15, 2021    |
| Objections to Staff's Direct Testimony/Intervenors' Cross-Rebuttal Testimony                     | March 22, 2021    |
| <i>Possible Settlement Conference</i>  | March 2021        |
| Response to Objections to Staff's Direct Testimony/Intervenors' Cross-Rebuttal Testimony         | March 29, 2021    |
| Deadline for Sending Discovery on Staff's Direct Testimony/Intervenors' Cross-Rebuttal Testimony | March 29, 2021    |

<sup>1</sup> These amendments do not affect any deadlines under SOAH Order No. 2 that have already passed.

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| Applicant Rebuttal Testimony   | April 1, 2021                   |
| Objections to Applicant's Rebuttal Testimony   | April 9, 2021                   |
| Deadline for Serving Discovery on Applicant Rebuttal Testimony (answers subject to deadline in schedule) | April 9, 2021                   |
| Deadline for Applicant to Respond to Final Round of Discovery on Rebuttal Testimony                      | April 26, 2021                  |
| Deadline for Declaring Intent to Cross-Examine Intervenor Witnesses                                      | April 28, 2021                  |
| Prehearing Conference  | April 30, 2021                  |
| Hearing on the Merits  | May 3-7, 10-11, 2021            |
| Post Hearing <sup>2</sup>  |                                 |
| Initial Briefs   | May 21, 2021                    |
| Reply Briefs/FOF/COL   | May 28, 2021                    |
| PFD  | July 27, 2021 <sup>3</sup>      |
| Exceptions/Reply to Exceptions   | 3 weeks                         |
| PUC Open Meeting and Decision  | 5 weeks                         |
| Commission Decision Due  | September 24, 2021 <sup>4</sup> |

**Any intervenor who does not file direct testimony or a statement of position by the deadline set out above is subject to being stricken as a party under 16 Texas Administrative Code §§ 22.124 and 22.161.**

Further, all agreed special provisions adopted under SOAH Order No. 2 remain applicable with respect to each of the revised dates. Per Special Provision No. 8, if the hearing cannot be

<sup>2</sup> The parties indicate that some of these dates are to be determined based on the discussions of the parties, approval of the ALJs at the conclusion of the hearing, and the schedule of the Public Utility Commission of Texas.

<sup>3</sup> In its filing of the proposed schedule amendments, CPS Energy stated this deadline as June 27, 2021, which is a Sunday and roughly the same PFD deadline as in SOAH Order No. 2. The ALJs will assume that CPS Energy intended July 27, 2021, the sixtieth day after the amended deadline for filing reply briefs and proposed findings of fact and conclusions of law.

<sup>4</sup> In proposing the amended schedule, CPS Energy has agreed to a further extension of the time period for the Commission's decision in this proceeding.

completed by Friday, May 7, 2021, neither Staff Direct nor Applicant Rebuttal will be divided over the weekend of May 8-9. Instead, the start of either Staff Direct or Applicant Rebuttal, as applicable, will be delayed until Monday, May 10, 2021.

The hearing on the merits will convene at **9:00 a.m. on May 3, 2021, via the Zoom Videoconferencing platform (Zoom)**. The hearing is expected to take at least five days (the entirety of the week of May 3-7, 2021) and possibly extend to May 10-11, 2021. Zoom meeting details will be included in a separate order closer to the hearing date.

A prehearing conference will convene at **10:00 a.m. on April 30, 2021, via Zoom**. Zoom meeting details will be included in a separate order closer to the hearing date.

Finally, the parties are **ORDERED** to confer regarding time limits for each side and procedural issues related to holding the hearing on the merits by Zoom and, by **April 5, 2021**, file a proposal regarding time limits and Zoom procedures. In addition to proposing reasonable time limits for each side, the proposal should address the following:

1. Procedural issues relating to holding the hearing on the merits by Zoom, including:
  - a. Procedures for filing and exchanging all exhibits, including cross-examination exhibits, prior to the hearing;
  - b. Handling of confidential documents;
  - c. Calling of witnesses;
  - d. Ensuring that witnesses have access to all documents necessary for their participation;
  - e. Providing record and appeals copies of exhibits to SOAH and the court reporter; and
  - f. Processes that may streamline the hearing, including waiver of witnesses; and
2. Any other matters that may assist in the disposition of this case in a fair and efficient manner.

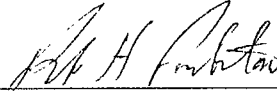
If the parties are unable to come to an agreement on the above issues, the ALJs will review the various proposals and issue an order establishing guidelines.

**SIGNED January 6, 2021.**



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HOLLY VANDROVEC  
ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS



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