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Item Number: 621

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

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

CPS ENERGY'S FIRST SET OF REQUESTS FOR INFORMATION TO NORTHSIDE INDEPENDENT SCHOOL DISTRICT

COMES NOW the City of San Antonio, acting by and through the City Public Service Board (CPS Energy) and requests that you provide the information and answer the attached questions under oath. It is further requested that the questions be answered in the order in which they are asked with as much detail so as to fully present all of the relevant facts.

Instructions

Please answer the attached questions on separate pages and copy the question immediately above the answer to each question. Following each answer, please identify the witness or witnesses who will sponsor each of your answers at the hearing in this PUC Docket No. 51023. These questions are continuing in nature and, should there be a change in circumstances that would modify or change any of your answers, then, in such case, please change or modify such answer and submit such changed answer as a supplement to the original answer within five (5) working days of your discovery that such change or modification is appropriate.

In answering these requests for information, you are requested to furnish such information as is available to you, including information which you are able to obtain by due diligence from your present or former attorneys, accountants, investigators, consultants, employees, agents, and persons acting on your behalf. **To the extent any information responsive to a general question is also responsive to another more specific question, provide the information in response to the more specific request.**

If you are unable to answer any request fully and completely after exercising due diligence to make inquiry and to secure information, you are to answer such request as fully and completely as you can and to specify the portions which you are unable to answer in such request. In addition to specifying those portions, you are to state with regard to each portion:

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1. The fact on which you base the contention that you are unable to answer that portion;
2. The knowledge, information, and belief you have concerning that portion; and
3. The acts done and inquiries made by you in attempting to answer such request.

The singular includes the plural and the plural includes the singular.

Masculine, feminine, or neuter pronouns do not exclude the other genders.

The words “document” and “documents” have the broadest meaning that can be ascribed to them pursuant to the Texas Rules of Civil Procedure. Among other things, the words “document” and “documents” mean the final form and **all drafts and revisions of any kind** of written or graphic matter, original or reproduced copy, however produced or reproduced, of any kind and of every kind, and all copies there from that are different in any way from the original regardless of whether designated “confidential,” “privileged,” or otherwise restricted. Without limiting the generality of the foregoing, the words “document” and “documents” also include information stored or maintained on, or which could be reproduced from, any form of storage or storage device including, without limitation, film, microfilm, computer printout, disk or diskette, magnetic tape, cassette, phonographic disc, videotape, compact disk, DVD, or similar means.

The words “and” and “or” shall be construed conjunctively or disjunctively as necessary to bring within each request all documents which might otherwise be construed as outside its scope.

The words “communication” and “communications” include, without limitation of their generality, both written and oral: statements, representations, discussions, conversations, speeches, meetings, remarks, questions, answers, panel discussions and symposia. These words include, without limitation of their generality, both communications and statements that are face-to-face and those that are transmitted by any writing or document or by media such as intercoms, telephones, television or radio. These words also include any communications and statements that are transmitted electronically or wirelessly, through means such as, but not limited to, email or text messages.

The words “identify” and “identification,” when used with respect to a natural person or persons, mean to state the name, address(es) and telephone number(s) of each such

person. If any of the foregoing information is not available, state any other available means of identifying such person.

The words “identify” and “identification,” when used in reference to a person other than a natural person, mean to set forth its:

- (1) full name or title;
- (2) nature or organization, including the state under which the same was organized or incorporated;
- (3) address and telephone number (with area code prefix); and
- (4) principal line of business.

If any of the foregoing information is not available, state any other available means of identifying such person.

The words “identify” and “describe,” when used in reference to a fact, mean to state not only the fact itself, but also:

- (1) its date, time, and place;
- (2) the name, address, and telephone number of each person with knowledge of the fact;
- (3) whether the act is supported by an oral communication, a document, or other event; and
- (4) any other evidence that supports such fact.

The words “identify” and “identification,” when used in reference to a document, mean to state:

- (1) its date;
- (2) its author;
- (3) its addressee;
- (4) the type of document (e.g., letter, memorandum, receipt, invoice, schedule, report, telegram, chart, photograph, etc.); and
- (5) its present location and identity of its custodian. If any document was, but is no longer, in your possession, custody, or control, or is no longer in existence, explain why.

If any of the foregoing information is not available, state any other available means of identifying such document. If a document is one of a series of pages contained in a book,

pamphlet, binder, folder, microfilm (or other storage device), include in your identification of such document(s) any available numerical reference (or other aid) to the pages and line or other portion thereof at which the information referred to can be found. A true and correct copy of any document may be produced and filed with your Answers hereto in lieu of the above information.

The words “identify” and “describe,” when used with respect to an oral communication, mean:

- (1) to state the substance of each such oral communication;
- (2) to state the exact words used by each person participating in the oral communication;
- (3) to identify each speaker;
- (4) to identify each person present at the making or reception of such oral communication;
- (5) to specify the date, time, and place of each oral communication;
- (6) to identify each person repeating such oral communication;
- (7) to identify every document which records, memorializes, or relates to all or part of such communication; and
- (8) to identify the mode of such communication (e.g., telephone, face-to-face, etc.).

The words “person” and “persons” as used herein, mean all individuals and entities, and shall be deemed to include natural persons, firms, partnerships, associations, organizations, joint ventures, corporations, and any other entities.

The words “relate,” “related,” “relates,” and “relating,” as used herein, mean involving, relating to, referring to, having any relationship to, pertaining to, evidencing or constituting evidence of, in whole or in part.

All computer readable data should be provided on the ShareFile site for this Project. CPS Energy will provide upload access to any party upon request before time for your response.

If you have any question concerning the attached Questions or any of these instructions, please contact Kirk Rasmussen at (512) 236-2310.

Unless the specific question permits a longer time period, answers to this Request for Information should be served on CPS Energy and filed with the Public Utility Commission of

ADDITIONAL DEFINITIONS

1. The words “NISD,” “you,” and “your” refer to Northside Independent School District, and any and all of its attorneys, employees, consultants, contractors, or representatives.
2. “Project” means the proposed transmission project that is the subject of the application in this docket.
3. The words “CPS Energy” and “Applicant” refer to the City of San Antonio, acting by and through the City Public Service Board.
4. “PUC” or “Commission” means the Public Utility Commission of Texas.
5. “POWER” means POWER Engineers, Inc.
6. “EA” or “Environmental Assessment” collectively includes the *Scenic Loop 138 kV Transmission Line and Substation Project Environmental Assessment and Alternative Route Analysis, Bexar County, Texas* and the *Scenic Loop 138 kV Transmission Line and Substation Project Environmental Assessment and Alternative Route Analysis AMENDMENT Bexar County, Texas*, both of which were prepared by POWER.
7. “ROW” means right-of-way.
8. “This docket” refers to PUC Docket No. 51023 / SOAH Docket No. 473-21-0247.

QUESTIONS

- 1.1 Identify the location of each school operated by NISD.
- 1.2 Identify the location of each school operated by NISD with a transmission line within 300 feet of the campus.
- 1.3 For each campus identified in response to Question 1.2, identify if the transmission line was in existence prior to the construction of the school.
- 1.4 Refer to page 7, lines 11 and 19 and page 8, line 11 of Mr. Villarreal's direct testimony. Describe in detail all of the health and safety concerns associated with approval of a route for the Project with Segments 33, 34, 35, or 41 as a constituent part of the route.
- 1.5 Admit or deny that Segment 35 is not located on property owned by NISD.
- 1.6 Admit or deny that the future middle school permanent structures must be constructed closer than 100 feet from the northern property line of tract b-002.
- 1.7 Refer to page 8, lines 7-8 of Mr. Villarreal's testimony. If construction of the transmission line occurs on Segment 41 can NISD construct and operate a middle school on property b-002?
- 1.8 Identify all NISD campuses where NISD utilizes transmission line ROW for parking, ingress and egress, educational, recreational, or athletic activities. For each campus identified, describe the nature of the activities that occur within the transmission line ROW.
- 1.9 Identify all NISD campuses where NISD has buildings, parking, roadways, or educational, recreational, or athletic facilities within 300 feet of a transmission line. For each campus identified, describe the nature of the activities that occur within 300 feet of the transmission line.
- 1.10 Refer to page 9, line 3 of Mr. Villarreal's testimony. Describe in detail all impacts you allege will occur to the NISD "drain field" from construction and operation of the transmission line on Segment 42a.
- 1.11 Is Mr. Villarreal providing testimony in this proceeding as an expert pursuant to the Texas Rules of Evidence 702 who is qualified by knowledge, skill, experience, training, or education regarding electric and magnetic fields? If your answer is yes:
 - a. Identify and provide all documents, tangible things, reports, models, or data compilations that have been provided to, reviewed by, or prepared by or for Mr. Villarreal in anticipation of his testimony in this docket.

- b. Identify and provide all workpapers, draft analyses, evaluations, notes, and any other factual information related to or forming the basis of Mr. Villarreal's mental impressions and opinions in connection with this docket.
 - c. Identify and fully describe any bias Mr. Villarreal has as it relates to this docket or any parties thereto.
- 1.12 Identify and provide all communications between NISD and community members regarding this proceeding.
- 1.13 Refer to page 9, lines 18-19 of Mr. Villarreal's testimony. Describe the maximum and average level of electric and magnetic fields that Mr. Villarreal believes will be present at the NISD "outdoor areas where the children will also be" nearest to the proposed transmission line facilities if the line is constructed on a route that uses Segment 42a.
- 1.14 Describe the maximum and average level of electric and magnetic fields that Mr. Villarreal believes will be present at the NISD property line nearest to the proposed transmission line facilities if the line is constructed on a route that uses Segment 42a.
- 1.15 Describe Mr. Villarreal's understanding of reverse phasing as it has to do with the operation of multiple circuits on single transmission line poles and the levels of electric and magnetic fields potentially emitted from the transmission line facilities.
- 1.16 Refer to page 10, line 19 of Mr. Villarreal's direct testimony. Describe in detail how a transmission line constructed and operated near or on the property of the NISD will "pose as an attractive nuisance" for students.
- 1.17 Admit or deny that parking lots and traffic lanes on NISD property can be constructed and operated within a transmission line ROW.
- 1.18 Was construction of the middle school discussed in Mr. Villarreal's testimony included in the bond package used for purchase of property b-002?