



Control Number: 51023



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SOAH DOCKET NO. 473-21-0247

PUC DOCKET NO. 51023

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

**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
INFORMATION**

Pursuant to Sections 22.141 and 22.144 of the Public Utility Commission's Procedural Rules, The San Antonio Rose Palace, Inc. and Strait Promotions, Inc. ("Rose Palace") provide the following responses to CPS Energy's First Request for Information in the above-referenced matter. These responses are timely filed. Pursuant to Section 22.144(c)(2)(F) of the Public Utility Commission's Procedural Rules, these responses may be treated as if they were filed under oath.

Respectfully submitted,

BARTON BENSON JONES PLLC

/s/ Luke E. Kraus

Luke E. Kraus

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**ATTORNEYS FOR THE SAN ANTONIO
ROSE PALACE, INC.
AND STRAIT PROMOTIONS, INC.**

Weld

Certificate of Service

I hereby certify that on this 19th day of March 2021, notice of the filing of this document was provided to all parties of record via the PUC Interchange in accordance with SOAH Order No. 3.

/s/ Luke E. Kraus

Luke E. Kraus

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
INFORMATION**

- 1.1 Identify all Public Utility Commission of Texas dockets where Mr. Jason E. Buntz has provided written testimony.

Response: PUC Docket No. 51023.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.2 Identify all electric transmission line routing analysis in which Mr. Buntz participated on behalf of an electric utility.

Response: None.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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1.3 Provide a professional resume or CV for Mr. Buntz.

Response: Mr. Buntz's professional resume was provided via errata to his direct testimony on March 15, 2021 as Filing No. 624

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS, INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR INFORMATION

- 1.4 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. Buntz in anticipation of his testimony in this docket.

Response: In anticipation of his testimony in this docket, Mr. Buntz has reviewed:

- pleadings and other documents filed in this docket and made available by CPS Energy on its website for the project;
- two research notes and one map of the study area prepared by Angela Gaudette, Historian for Hicks and Co (512-478-0858) (which are titled: Review of Scenic Loop – Boerne Stage Rd Transmission Line and Substation Project Assessment, Historic Context: Scenic Loop - Boerne Stage - Toutant Beauregard Historic Corridor; and Historic-age sites around Scenic Loop – Boerne Stage Corridor (2016 USGS Topographic Map); and
- two publicly-available nomination documents for Heidemann Ranch and RL White Ranch.

See attachments.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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- 1.5 Identify and provide all workpapers, draft analyses, evaluations, notes, and any other factual information related to or forming the basis of Mr. Buntz' mental impressions and opinions in connection with this docket.

Response: See the above response to RFI 1.4

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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- 1.6 Identify and fully describe any bias Mr. Buntz has as it relates to this docket or any parties thereto.

Response: Rose Palace objects to this request as it is vague and lacks specificity such that Rose Palace is not able to identify the information requested; the request is irrelevant and unduly burdensome as it is simply a part of a fishing expedition (*In re American Optical Corp.*, 988 S.W.2d 711, 713-14 (Tex. 1998) and cases cited therein).

Subject to and without waiving said objection, Mr. Buntz has no bias. Mr. Buntz was retained by The San Antonio Rose Palace, Inc. and Strait Promotions, Inc. to provide an expert opinion in this docket. Aside from that connection, Mr. Buntz has no prior or continuing relationship with any of the parties in this docket.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS, INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR INFORMATION

- 1.7 Identify and provide all communications between you and BVJ/Jauer or Anaqua Springs HOA regarding your testimony.

Response: Pursuant to agreement with counsel for CPS Energy and counsel for Rose Palace, CPS Energy is not seeking communications between or among counsel for the above-referenced parties. Notwithstanding the foregoing, as to communications between experts for the above-referenced parties and the above-referenced parties, see the below response to RFI 1.8.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS, INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR INFORMATION

- 1.8 Identify and provide all communications between Mr. Buntz and counsel for the Rose Palace, BVJ/Jauer, or the Anaqua Springs HOA regarding Mr. Buntz' testimony.

Response: Mr. Buntz participated in a telephone conference call on February 3, 2021. The subject of the call was the draft testimony of Mr. Buntz and that of Mark Anderson. The participants on the call were:

- Jason E. Buntz and Tom Van Zandt, Hicks and Co., 512-478-0858
- Miguel A. Huerta, Law Office of Miguel A. Huerta, PLLC, 512-502-5544
- Buck Benson, Barton Benson Jones PLLC, 210-610-5335
- Mark Anderson

Pursuant to agreement with counsel for CPS Energy and counsel for Rose Palace, CPS Energy is not seeking communications between counsel for Rose Palace and Mr. Buntz.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
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- 1.9 Identify each site visit Mr. Buntz made to the study area in anticipation of his testimony.

Response: Mr. Buntz visited the study area on January 8, 2021.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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- 1.10 Provide all photographs taken by or under the direction of Mr. Buntz, or otherwise utilized by Mr. Buntz, of any of the features in the study area discussed in his testimony.

Response: Mr. Buntz took only one photograph during his site visit on January 8, 2021, a photograph of the Official Texas Historical Marker located on the northeast corner of the intersection of Scenic Loop Road, Boerne Stage Road, and Toutant-Beauregard Road. See attachment.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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INFORMATION**

- 1.11 Provide all field notes prepared by or under the direction of Mr. Buntz during or resulting from any site visits in anticipation of his testimony.

Response: None.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.12 Identify and provide all communications between Mr. Buntz and any federal, state, county, or local agency, commission, non-profit entity, or group in association with Mr. Buntz' testimony in this proceeding.

Response: None.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.13 Does Mr. Buntz agree with the conclusions on page 34, lines 8-16 of Mr. Mark Anderson's testimony that Segment 36 can be improved by locating it across the Heidemann Ranch Historic District and spanning the property?

Response: Mr. Buntz does not believe locating Segment 36 across the Heidemann Ranch would have less of an effect on the historic integrity of the property than locating it along the west side of Toutant-Beauregard Road.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.14 Provide a copy of all electric transmission line environmental assessments and routing analysis studies in which Mr. Buntz participated in the preparation.

Response: None.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.15 Identify all other transmission line certificate of convenience and necessity proceedings of which Mr. Buntz is aware that a utility applicant consulted and included data from TxDOT's historic districts and properties GIS map and included such information in its application materials.

Response: None. As author and/or Project Manager for dozens of environmental assessments and EIS documents for linear projects across the state, Mr. Buntz believes that including such readily available information would be a part of an analyst's due diligence in preparing the affected environment sections of such documents. As stated in his direct testimony, Mr. Buntz also believes that accessing this particular data source would have been especially relevant given the fact that TxDOT historic bridge database was cited as a source in the EA.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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INFORMATION**

- 1.16 Identify all additional historic resources in the study area that Mr. Buntz believes should have been included in the EA that were not.

Response: Aside from the historic resources Mr. Buntz identified in his direct written testimony and is providing in this Response, he is not aware of additional historic resources in the study area that should have been included in the EA that were not.

Prepared by: Luke E. Kraus
Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.17 Identify all additional data that Mr. Buntz believes should have been included in the EA that was not.

Response: Aside from the data Mr. Buntz identified in his direct written testimony and is providing in this Response, he is not aware of additional data that should have been included in the EA that were not.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.18 Identify whether Mr. Buntz believes the “Scenic Loop-Boerne Stage-Toutant-BeauregardHistoric Corridor” is a single historic resource. If not, please identify each separate historic resource that makes up the “Scenic Loop-Boerne Stage-Toutant-Beauregard Historic Corridor” as referenced in Mr. Buntz’ testimony.

Response: In the context of his direct written testimony, Mr. Buntz believes the “Scenic Loop-Boerne Stage-Toutant-Beauregard Historic Corridor” is a single historic resource.

Prepared by: Luke E. Kraus
Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.19 Identify all instances, in the study area, of which Mr. Buntz is aware in which development has been altered, limited, or impacted directly by the existence of the “Scenic Loop-Boerne Stage-Toutant-Beauregard Historic Corridor” identified in Mr. Buntz’ testimony.

Response: Mr. Buntz is not aware of any instances in which development has been altered, limited, or impacted directly by the existence of the “Scenic Loop-Boerne Stage-Toutant-Beauregard Historic Corridor”.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
INFORMATION**

- 1.20 Identify whether Mr. Buntz believes the “Old Spanish Trail” is a single historic resource. If not, please identify each separate historic resource that makes up the “Old Spanish Trail” as referenced in Mr. Buntz’ testimony.

Response: In the context of his direct written testimony, Mr. Buntz believes the “Old Spanish Trail” is a single historic resource.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.21 Identify all instances, in the study area, of which Mr. Buntz is aware in which development has been altered, limited, or impacted directly by the existence of the “Old Spanish Trail” identified in Mr. Buntz’ testimony, including, but not limited to the lighted San Antonio Rose Palace Sign and large digital marquee.

Response: Mr. Buntz is not aware of any instances in which development has been altered, limited, or impacted directly by the existence of the “Old Spanish Trail”.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
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- 1.22 Identify all existing utility structures, lines, and/or other facilities of which Mr. Buntz is aware within the “Scenic Loop-Boerne Stage-Toutant-Beauregard Historic Corridor” identified in Mr. Buntz’ testimony, including, but not limited to the lighted San Antonio Rose Palace Sign and large digital marquee.

Response: There are overhead electric distribution lines running parallel to Scenic Loop Road, Boerne Stage Road and Toutant-Beauregard Road. There appear to be underground utilities along those roads as well.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.23 Identify all existing utility structures, lines, and/or other facilities of which Mr. Buntz is aware within the "Old Spanish Trail" identified in Mr. Buntz' testimony.

Response: The Old Spanish Trail essentially follows Boerne Stage Road, so there are overhead electric distribution lines along that roadway, as well as underground utilities.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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INFORMATION**

- 1.24 Identify all ways in which the siting and long-term operation of a substation and 138 kV transmission line changes the character of a rural area.

Response: A substation is a substantial steel structure with large electrical transformers surrounded by steel fencing that have an industrial feel to them. Further, such area around a substation is typically cleared of trees and woody vegetation and fenced with chain link or wall structures. Substations have an industrial appearance which is inconsistent with a rural environment or setting. The transmission line itself would run along large steel poles that together with the substation would make the area more urban and less rural. A substation draws increased traffic from utility workers and others.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.25 Identify all ways in which the siting and long-term operation of a substation and 138-kV transmission line is expected to change the character of the Scenic Loop area.

Response: It is not clear to which geographic area the “Scenic Loop area” refers. But if such term means the entire study area for the project, there would be an incremental change to the study area, but not likely an entire change from rural to urban. However, there would be a more substantial change to the character of the immediate part of the study area in which the substation is located. See additionally the response to RFI 1.24.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
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- 1.26 Identify all relevant direct or indirect impacts to historic resources or Historical Values that you believe were omitted from the EA.

Response: The direct and indirect effects to the Scenic Loop – Boerne Stage – Toutant Beauregard Historic Corridor were omitted from the EA. The direct effects should have included crossing the corridor with the transmission line and utilizing portions of the roadway right of way. The indirect effects should have included the visual and proximity effects to the Scenic Loop – Boerne Stage – Toutant Beauregard Historic Corridor. The indirect visual and proximity effects to the Heidemann Ranch were also omitted. Collectively, these and other historic resources in the study area make up the study area's Historical Values, and the effects to historic resources, therefore, are direct and indirect effects to Historical Values that were omitted from the EA.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
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- 1.27 Identify any location in which any portion of the Heidemann Ranch historic property is crossed by any portion of the Project.

Response: The Heidemann Ranch historic property is not crossed by any portion of the project.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.28 Refer to page 14, lines 14-15 of Mr. Buntz' testimony. Identify all ways in which a 138 kV transmission line would "alter the rural setting of the Historic District."

Response: The proximity of the transmission line to the Historic District would add a very large urban or industrial structure directly adjacent to the Historic District, which is listed on the National Register in part because of its rural setting.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.29 Identify all information Mr. Buntz contends is missing from the EA that is necessary for compliance with PURA § 37.056(c) and PUC Subst. R. 25.101(b)(3)(B).

Response: Mr. Buntz contends that the full consideration of the impacts of the project to Historical Values and Community Values is missing from the EA, and therefore in his opinion the compliance requirements of the PURA § 37.056(c) and PUC Subst. R. 25.101(b)(3)(B) do not appear to have been met.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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- 1.30 Refer to page 15 of Mr. Buntz' testimony. Excluding the selection of a route that would have a purported lesser impact, please identify all mitigation measures Mr. Buntz believes should be taken to "lessen the indirect impacts to the Heidemann Ranch Historic District."

Response: Due to the proximity and height of the transmission line it would obviously be very difficult to lessen the impacts. Avoidance is the better option. Determining appropriate mitigation is a process CPS should have undertaken as part of the EA, and as the agency was not able to propose effective mitigation, that should have been disclosed to the public.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
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- 1.31 Identify all “community resources” in the study area that Mr. Buntz believes were omitted from the EA.

Response: The San Antonio Rose Palace is a community resource that was omitted from the EA.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
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- 1.32 Identify all factors used to determine a “community resource” and the analysis Mr. Buntz contends is required to make such determination.

Response: In the context of Mr. Buntz’s testimony, a “community resource” can be determined by identifying public facilities or facilities that are open to the public that also provide a location for members of a community to gather, interact socially, use for recreation, or to otherwise share in common interests or activities.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.33 Identify all “community values” in the study area that Mr. Buntz believes were omitted from the EA.

Response: A discussion and evaluation of the potential effects to the “shared appreciation of [the Rose Palace] by a national, regional, or local community” was omitted from the EA.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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- 1.34 Is it Mr. Buntz' contention that all roadways with historic value must be one of the following: (1) a high-quality aesthetic resource; (2) a designated view; or (3) a designated scenic road or highway.

Response: No.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
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- 1.35 Identify all ways in which the inclusion of the San Antonio Rose Palace as a cultural resource in the EA should have impacted the analysis of the Project or the development of routes or substation sites.

Response: The inclusion of the Rose Palace in the EA would have led project planners to disclose the potential effects of the project to the “shared appreciation” of the events and activities held there by members of the community. This would have provided a contrast among the various substation sites proposed as well as the transmission line segments originating from the substation sites.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS, INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR INFORMATION

- 1.36 Describe in detail all ways in which the architecture and operation of the San Antonio Rose Palace is consistent with the historic nature of the Scenic Loop-Boerne Stage-Toutant-Beauregard Historic Corridor. In responding to this question, specifically address the over 30 foot tall lighted San Antonio Rose Palace sign with large digital marquee.

Response: The San Antonio Rose Palace is a long-standing and well-known destination venue for horse shows, roping competitions, cattle auctions, and rodeos, among other western-style events, and as such is very much in line with the context provided by the Texas Historical Commission for designating the Scenic Loop-Boerne Stage-Toutant-Beauregard corridor. as historic. It is also a commercial enterprise which relies on attracting customers to maintain its economic viability, and the signage is not inconsistent with the scope and scale of its operation.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

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INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
INFORMATION**

- 1.37 Is the “Mixed Use Neighborhood Center” described by Ms. Lucia Zeevaert for the southeast corner of Scenic Loop Road and Toutant Beauregard Road consistent with the historic nature of the Scenic Loop-Boerne Stage-Toutant-Beauregard Historic Corridor? If your answer is “no,” describe in detail all efforts of the Rose Palace to stop Ms. Zeevaert’s development to preserve the Scenic Loop-Boerne State-Toutant-Beauregard Historic Corridor.

Response: Rose Palace objects to this request as it is vague and lacks specificity such that Rose Palace is not able to identify the information requested.

Subject to and without waiving said objection, Mr. Buntz is not familiar with the Ms. Zeevaert’s development and is not aware of any efforts taken on behalf of Rose Palace regarding the same.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

SOAH DOCKET NO. 473-21-0247

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
INFORMATION**

- 1.38 Admit or deny that CPS Energy has stated a willingness to construct and operate any of the routes included in its application to meet the needs for the project.

Response: Admit.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

SOAH DOCKET NO. 473-21-0247

PUC DOCKET NO. 51023

**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
INFORMATION**

- 1.39 As between Substation Site 1, Substation Site 2, Substation Site 3, or Substation Site 7, does the Rose Palace have a preference regarding which site has the least impact to its operations?

Response: Substation 7.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
INFORMATION**

- 1.40 Describe any and all impacts the Rose Palace believes will occur to its facilities and operations if the Project is approved, constructed, and operated at Substation Site 1, Substation Site 2, Substation Site 3, Substation Site 4, or Substation Site 7.

Response: Substations 1, 2, and 3 will have negative impacts to the Rose palace, including impacts to the aesthetics and rural nature of that immediate area, construction disruption which may affect the ability of the Rose Palace to host events, particularly those that require large trailers to enter the property. Substations 4 and 7 may have similar impacts to the Rose Palace, but likely to a lesser degree due to those substations being farther away from the Roses palace. In addition, all five of those substations will have aesthetic and other impacts associated with the transmission line running adjacent to the Rose palace. See also answers to RFIs 1.24 and 1.25

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.

SOAH DOCKET NO. 473-21-0247

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**THE SAN ANTONIO ROSE PALACE, INC.'S AND STRAIT PROMOTIONS,
INC.'S RESPONSE TO CPS ENERGY'S FIRST SET OF REQUESTS FOR
INFORMATION**

- 1.41 Does the Rose Palace require the reliable delivery of electricity for its operations of the Rose Palace facilities?

Response: Rose Palace objects to this request as being not relevant to the issues to be determined in this proceeding.

Subject to and without waiving said objection, yes.

Prepared by: Luke E. Kraus

Sponsored by: Jason E. Buntz.