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

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

ANAQUA SPRINGS HOMEOWNERS' ASSOCIATION RESPONSE TO SAVE HUNTRESS LANE AREA ASSOCIATION'S FIRST REQUEST FOR INFORMATION

Anaqua Springs Homeowners' Association ("Anaqua Springs HOA") files this Response to the aforementioned requests for information.

I. WRITTEN RESPONSES

Attached hereto and incorporated herein by reference are Anaqua Springs HOA's written responses to the aforementioned requests for information. Each such response is set forth on or attached to a separate page upon which the request has been restated. Such responses are also made without waiver of Anaqua Springs HOA's right to contest the admissibility of any such matters upon hearing. Anaqua Springs HOA hereby stipulates that its responses may be treated by all parties exactly as if they were filed under oath.

Respectfully submitted,

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**ATTORNEYS FOR ANAQUA SPRINGS
HOMEOWNERS' ASSOCIATION**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been filed with the Commission and served on all other parties via the PUC Interchange on this 14th day of April 2021, pursuant to SOAH Order No. 3 issued in this docket.

Wendy K. L. Harvel
Wendy K. L. Harvel

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FIRST REQUEST FOR INFORMATION

SHLAA RFI No. 1-1

Please refer to Public Utility Commission of Texas Docket No. 50812. Admit that testimony of Mr. Mark D. Anderson was submitted in that docket. If not admitted, please provide the basis of the non-admission.

Response:

This response is provided subject to and without waiving the relevance objection filed in a separate pleading.

Preparer: Counsel for Anaqua Springs HOA
Sponsor: Mark D. Anderson

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SHLAA RFI No. 1-2

Please refer to that Commission Docket No. 50812. Admit that Mr. Mark D. Anderson recommended using Route West C, which consisted of Segments W1-W3-W6-W14-W22a-W22b and Tap Option A. If not admitted, please provide the basis of the non-admission.

Response:

This response is provided subject to and without waiving the relevance objection filed in a separate pleading.

Admit that Mark Anderson concluded that Route West C was the route that best meets the routing criteria set forth in PURA § 37.056(c) and 16 Tex. Admin. Code §25.101(b)(3). Mr. Anderson did not testify about the segments that comprised Route West C. But the segments W1-W3-W6-W14-W22a-W22b, and Tap Option comprised Route West C.

Preparer: Mark D. Anderson
Sponsor: Mark D. Anderson

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SHLAA RFI No. 1-3

Please refer to Att-10a_Directly Affected Property Map (Western).pdf in that Commission Docket No. 50812, available at <https://interchange.puc.texas.gov/search/documents/?controlNumber=50812&itemNumber=2>. Admit that the site of Tap Option A is closer to the Naomi Press Elementary School than the site of Tap Option B. If not admitted, please provide the basis of the non-admission.

Response:

This response is provided subject to and without waiving the relevance objection filed in a separate pleading.

Unable to admit or deny. This analysis was not done.

Preparer: Counsel for Anaqua Springs HOA
Sponsor: Mark D. Anderson

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SHLAA RFI No. 1-4

Please refer to the Cross-Rebuttal Testimony of Mark D. Anderson in this docket. Admit that on page 6, lines 7-8, he states: "When there are options to completely avoid a school, especially an elementary school, those options should be chosen." If not admitted, please provide the basis of the non-admission.

Response:

Admit.

Preparer: Mark D. Anderson

Sponsor: Mark D. Anderson

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SHLAA RFI No. 1-5

Please refer to Commission Docket No. 50812. Admit that in his testimony in that docket Mr. Mark D. Anderson did not state that the recreational areas at the Naomi Press Elementary School should be included in what counts as parks and recreational areas for environmental assessment purposes.

Response:

This response is provided subject to and without waiving the relevance objection filed in a separate pleading.

Unable to admit or deny. It is unknown whether the recreational areas at the school were included or excluded in the count of park and recreational areas for environmental assessment purposes.

Preparer: Mark D. Anderson
Sponsor: Mark D. Anderson

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SHLAA RFI No. 1-6

Please refer to the Cross-Rebuttal Testimony of Mark D. Anderson in this docket. Admit that on page 8, lines 14-18, he states: "But the data point is incorrect. It does not include the parks and recreational areas at Sara McAndrew Elementary School. It also does not include any of the private parkland. Whether the criterion should include private parkland is not within my field of expertise. But, without a doubt it should include the school recreational areas." If not admitted, please provide the basis of the non-admission.

Response:

Admit.

Preparer: Mark D. Anderson
Sponsor: Mark D. Anderson

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SHLAA RFI No. 1-7

Please refer to Att-10a_Directly Affected Property Map (Western).pdf in that Commission Docket No. 50812, available at <https://interchange.puc.texas.gov/search/documents/?controlNumber=50812&itemNumber=2>. Admit that, in accordance with the distance scale on the map, the northwest corner of the Naomi Press Elementary School building is approximately 550 feet from the southwest end of Segment W22b (where Segment W22b touches the edge of the Tap Option A box on the map). If not admitted, please provide the basis of the non-admission.

Response:

This response is provided subject to and without waiving the relevance objection filed in a separate pleading.

Unable to admit or deny. The measurement has not been made.

Preparer: Mark D. Anderson
Sponsor: Mark D. Anderson

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SHLAA RFI No. 1-8

Please refer to the Cross-Rebuttal Testimony of Cynthia Grimes, David Clark, and Jerry Rumpf in this docket. Admit that on pages 22-23 of that Cross-Rebuttal Testimony Ms. Grimes provides certain Google Earth information and states: "One can use Google Earth to see that the western point of the school building is approximately 549 feet from Segment 42a" If not admitted, please provide the basis of the non-admission.

Response:

This response is provided subject to and without waiving the relevance objection filed in a separate pleading.

Deny. It is uncertain what google earth information is intended, and the testimony speaks for itself.

Preparer: Mark D. Anderson
Sponsor: Mark D. Anderson

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SHLAA RFI No. 1-9

Please refer to the Cross-Rebuttal Testimony of Cynthia Grimes, David Clark, and Jerry Rumpf in this docket. Admit that Anaqua Springs Homeowners' Association did not file any objections to that Cross-Rebuttal Testimony. If not admitted, please provide the basis of the non-admission.

Response:

Deny. Anaqua Springs expressly joined in Brad Jauer's objections, which include objections to those witnesses' testimonies.

Preparer: Counsel for Anaqua Springs HOA
Sponsor: Counsel for Anaqua Springs HOA