



Control Number: 51023



Item Number: 763

Addendum StartPage: 0

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

2021 APR 26 PM 3:53

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

COMMISSION STAFF'S RESPONSE TO SAVE HUNTRESS LANE AREA
ASSOCIATION
FIRST REQUEST FOR INFORMATION
QUESTION NOS. SHLAA 1-1 THROUGH SHLAA 1-63

The Staff of the Public Utility Commission of Texas (Staff) stipulates that the following response(s) to request(s) for information/production/disclosure may be treated by all parties as if the answers were filed under oath.

Dated: April 26, 2021

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Robles
Division Director

/s/ Rustin Tawater
Rustin Tawater
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P.O. Box 13326
Austin, Texas 78711-3326
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**SOAH DOCKET NO. 473-21-0247
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CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on April 26, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664

/s/ Rustin Tawater
Rustin Tawater

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**COMMISSION STAFF'S RESPONSE TO SAVE HUNTRESS LANE AREA
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SHLAA 1-1 Please refer to the study area identified by the applicant in the application (as amended) in this docket. Admit that Mr. John Poole did not physically visit the site of the study area in connection with the preparation of his testimony. If not admitted, please: (a) state the date(s) of such site visit(s), the approximate time spent on each such visit(s), all persons who accompanied him during such site visit(s), the means of transportation for such site visit(s), and the portions of the study area so visited; and (2) provide all field notes, photographs, drawings, and other documents created in connection with such site visit(s).

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-2

Please refer to Route P proposed by the applicant in the application (as amended) in this docket. Admit that Mr. John Poole did not physically make a site visit of the area along Route P in connection with the preparation of his testimony. If not admitted, please: (a) state the date(s) of such site visit(s), the approximate time spent on each such visit(s), all persons who accompanied him during such site visit(s), the means of transportation for such site visit(s), and the portions of Route P so visited; and (2) provide all field notes, photographs, drawings, and other documents created in connection with such site visit(s).

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-3 Please refer to the study area identified by the applicant in the application (as amended) in this docket. Admit that Mr. John Poole did not physically by vehicle drive or ride along the portion of Huntress Lane within the study area in connection with the preparation of his testimony. If not admitted, please: (a) state the date(s) of such site visit(s), the approximate time spent on each such visit(s), all persons who accompanied him during such site visit(s), the means of transportation for such site visit(s), and the portions of Huntress Lane so visited; and (2) provide all field notes, photographs, drawings, and other documents created in connection with such site visit(s).

RESPONSE: Admit.

Prepared by: John Poole

Sponsor: John Poole

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SHLAA 1-4 Please refer to the study area identified by the applicant in the application (as amended) in this docket. Admit that Mr. John Poole did not physically visit any of the properties along Route P in connection with the preparation of his testimony. If not admitted, please: (a) state the date(s) of such site visit(s), the approximate time spent on each such visit(s), all persons who accompanied him during such site visit(s), the means of transportation for such site visit(s), and the properties and person(s) so visited; and (2) provide all field notes, photographs, drawings, and other documents created in connection with such site visit(s).

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-5 Please refer to the study area identified by the applicant in the application (as amended) in this docket, and the habitable structures identified by the applicant that are within 300 feet of the centerline of the proposed line segment that comprise Route P and by SHLAA in its testimony. Admit that Mr. John Poole did not physically visit any of such habitable structures in connection with the preparation of his testimony. If not admitted, please: (a) state the date(s) of such site visit(s), the approximate time spent on each such visit(s), all persons who accompanied him during such site visit(s), all persons with whom he met during such site visit(s), the means of transportation for such site visit(s), and such habitable structures and/or person(s) so visited; and (2) provide all field notes, photographs, drawings, and other documents created in connection with such site visit(s).

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-6 Please refer to the proposed substation sites identified by the applicant in the application (as amended) in this docket. Admit that Mr. John Poole did not physically visit any of such proposed substation sites in connection with the preparation of his testimony. If not admitted, please: (a) state the date(s) of such site visit(s), the approximate time spent on each such visit(s), all persons who accompanied him during such site visit(s), the means of transportation for such site visit(s), and such proposed substation sites and person(s) so visited; and (2) provide all field notes, photographs, drawings, and other documents created in connection with such site visit(s).

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-7 Please refer to the proposed substation sites identified by the applicant in the application (as amended) in this docket. Admit that Mr. John Poole did not physically visit proposed Substation Site 6 in connection with the preparation of his testimony. If not admitted, please: (a) state the date(s) of such site visit(s), the approximate time spent on each such visit(s), all persons who accompanied him during such site visit(s), the means of transportation for such site visit(s), and portion(s) of such proposed substation site so visited; and (2) provide all field notes, photographs, drawings, and other documents created in connection with such site visit(s).

RESPONSE: Admit.

Prepared by: John Poole

Sponsor: John Poole

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SHLAA 1-8 Please refer to the proposed substation sites identified by the applicant in the application (as amended) in this docket. Admit that Mr. John Poole did not physically visit proposed Substation Site 7 in connection with the preparation of his testimony. If not admitted, please: (a) state the date(s) of such site visit(s), the approximate time spent on each such visit(s), all persons who accompanied him during such site visit(s), the means of transportation for such site visit(s), and any portion(s) of proposed substation site so visited; and (2) provide all field notes, photographs, drawings, and other documents created in connection with such site visit(s).

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-9 Please refer to the direct testimony of Direct Testimony of Harold L. Hughes, Jr., P.E. Admit that Mr. Hughes made a trip to the study area to look at the proposed routes and also met with affected SHLAA landowners. If not admitted, please provide the basis of the non-admission.

RESPONSE: I admit that Mr. Hughes testified that he made a trip to the study area.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-10 Please refer to the direct testimony of Direct Testimony of Harold L. Hughes, Jr., P.E. Admit that during his field investigation Mr. Hughes observed each of the proposed substation sites. If not admitted, please provide the basis of the non-admission.

RESPONSE: I admit that Mr. Hughes testified that he observed each of the proposed substation sites.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-11 Please refer to the water wells information identified by the applicant in the application (as amended) in this docket and in the Direct Testimony of Cynthia Grimes, David Clark, and Jerry Rumpf. Admit that (a) water wells are used by all homeowners along Huntress Lane, and (b) they have no water supplied from public sources. If not admitted, please provide the basis of the non-admission.

RESPONSE: (a) I admit Cynthia Grimes testified that water wells are used by all homeowners along Huntress Lane. (b) I do not have enough information to admit or deny if any homeowner along Huntress Lane has any water supplied from any public source.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-12 Please refer to the habitable structures identified by the applicant that are within 300 feet of the centerline of the proposed line segments. Admit that proposed line Segment 43 has one such habitable structure (applicant habitable structure number 201) which is located near the intersection of proposed line Segments 43 and 38. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-13 Please refer to the habitable structures identified by the applicant that are within 300 feet of the centerline of the proposed line segments. Admit that proposed line Segment 38 has one such habitable structure (applicant habitable structure number 134) which is located near the intersection of proposed line Segments 43 and 38. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-14 Please refer to the habitable structures identified by the applicant that are within 300 feet of the centerline of the proposed line segments. Admit that proposed line Segment 37 has two such habitable structures (applicant habitable structure numbers 197 and 135). If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-15 Please refer to the habitable structures identified by the applicant that are within 300 feet of the centerline of the proposed line segments. Admit that proposed line Segment 25 has two such habitable structures (applicant habitable structure numbers 136 and 137). If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-16 Please refer to the habitable structures identified by the applicant that are within 300 feet of the centerline of the proposed line segments. Admit that proposed line Segment 22 has three such habitable structures (applicant habitable structure numbers 148, 149 and 150). If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole

Sponsor: John Poole

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SHLAA 1-17 Please refer to the habitable structures identified by the applicant that are within 300 feet of the centerline of the proposed line segments. Admit that proposed line Segment 15 has the following habitable structures identified in its application as previously amended: four (147, 146, 143, 142, using the habitable structure numbers assigned by the applicant). If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit for Habitable Structures 143, 146, and 147. I can neither admit nor deny with regard to Habitable Structure 142 because CPS Energy's amended application does not list Habitable Structure 142 as being within 300 feet of the centerline of Route P or Segment 15,¹ but 142 is close to Segment 15 as shown in the Rebuttal Testimony of Lisa Meaux Exhibit LBM-2R.

Prepared by: John Poole
Sponsor: John Poole

¹ Amended Application at 124.

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SHLAA 1-18 Please refer to the habitable structures identified in the Direct Testimony and Cross Rebuttal Testimony of Cynthia Grimes, David Clark, and Jerry Rumpf, and the habitable structure information in SHLAA's first supplemental response to Jauer's first request for information. Admit that proposed line Segment 15 has three additional habitable structures identified by SHLAA and not disputed by CPS Energy. If not admitted, please provide the basis of the non-admission.

RESPONSE: Partially admit. The Rebuttal Testimony of Lisa Meaux Exhibit shows Habitable Structures 204, 205, and 207 near Segment 15 in Exhibit LBM-2R, but it only lists 204 and 205 as being within 300 feet of Segment 15 on page 6 of her testimony. The number of Habitable structures within 300 feet of Segment 15 went from 3 in CPS Energy's amended application Table 4-2 Amended to 5 in the Rebuttal Testimony of Lisa Meaux Exhibit LBM-1R in Amended Table 4-2R so only two more Habitable Structures were included, not three.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-19 Please refer to the habitable structures identified by the applicant that are within 300 feet of the centerline of the proposed line segments, the additional habitable structures identified in the Direct Testimony and Cross Rebuttal Testimony of Cynthia Grimes, David Clark, and Jerry Rumpf, and the habitable structure information in SHLAA's first supplemental response to Jauer's first request for information. Admit that proposed line Segment 15 has the following habitable structures: four (147, 146, 143, 142, using the habitable structure numbers assigned by the applicant) plus three (the additional habitable structures identified by SHLAA) for a total of seven. If not admitted, please provide the basis of the non-admission.

RESPONSE: Partially admit. As stated in the answers to questions 17 and 18 the Rebuttal testimony of Lisa Meaux states five structures are within 300 feet of Segment 15. I admit that Habitable Structures 142 and 207 are close to Segment 15, according to exhibit LBM-2R in her testimony.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-20 Please refer to the three additional habitable structures within 300 feet of the centerline of proposed line Segment 15 that are identified in the Direct Testimony of Cynthia Grimes, David Clark, and Jerry Rumpf. Admit that Mr. John Poole did not include those three additional habitable structures in the number of habitable structures he identifies in his testimony. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit. Only the structures listed in CPS' amended testimony were included in my testimony.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-21 Please refer to the Direct Testimony of Cynthia Grimes, David Clark, and Jerry Rumpf. Admit that line Segment 15 has a low water crossing along Huntress Lane that can be impassable during a flood or high water. If not admitted, please provide the basis of the non-admission.

RESPONSE: I admit that Cynthia Grimes testified that line Segment 15 has a low water crossing along Huntress Lane that can be impassable during a flood or high water.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-22 Admit that line Segment 15 has a grave site within 200 feet of its centerline. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole

Sponsor: John Poole

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SHLAA 1-23 Please refer to the habitable structures identified by the applicant that are within 300 feet of the centerline of the proposed line segments. Admit that approximately one-third of the total length of Route P has only one habitable structure due to its use of proposed line Segment 43. If not admitted, please provide the basis of the non-admission.

RESPONSE: I admit there is only one habitable structure, Habitable Structure 201, is within 300 feet of Segment 43's centerline and not another segment on Route P's centerline. I admit that Segment 43 is roughly 42% of Route P's total length.

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SHLAA 1-24 Please refer to the direct and cross-rebuttal testimony of Bexar Ranch, Inc. Admit that Bexar Ranch, Inc. is in the process of creating a conservation easement for the area of Bexar Ranch, Inc. within the study area of the applicant in this docket. If not admitted, please provide the basis of the non-admission.

RESPONSE: I admit that is what multiple witnesses who testified on behalf of Bexar Ranch, state in their testimony.

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Sponsor: John Poole

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SHLAA 1-25 Please refer to the habitable structures identified by the applicant that are within 300 feet of the centerline of the proposed line segments. Admit that the habitable structures along Route P are concentrated to the east of Segment 43 in Route P. If not admitted, please provide the basis of the non-admission.

RESPONSE: As Segment 43 is the most westerly segment in Route P, I admit that all but one of the habitable structures within 300 feet of the centerline of Route P are to the east of the endpoint of Segment 43.

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SHLAA 1-26 Please refer to the habitable structures identified by the applicant that are within 300 feet of the centerline of the proposed line segments. Admit that the greatest number of habitable structures the applicant identified on the eastern portion of Route P are concentrated on Segment 15. If not admitted, please provide the basis of the non-admission.

RESPONSE: I admit that no other segment in Route P has more Habitable Structures within 300 feet of its centerline than Segment 15.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-27 Please refer to the habitable structures identified by the applicant that are within 300 feet of the centerline of the proposed line segments and the Direct Testimony and Cross-Rebuttal Testimony of Cynthia Grimes, David Clark, and Jerry Rumpf. Admit that the number of habitable structures the applicant identified on Segment 15 should have 3 more habitable structures added to the habitable structure count based on the foregoing direct testimony. If not admitted, please provide the basis of the non-admission.

RESPONSE: Partially admit. The number of Habitable structures within 300 feet of Segment 15 went from 3 in CPS Energy's amended application Table 4-2 Amended to 5 in the Rebuttal Testimony of Lisa Meaux Exhibit LBM-1R in Amended Table 4-2R so only two more Habitable Structures were included, not three.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-28 Please refer to the information in the application (as amended) by the applicant in this docket. Admit that on Segment 15, moving from the west to the east, there are no electric distribution lines until about 600 feet from the node between Segment 15 and Segment 50. If not admitted, please provide the basis of the non-admission, including whether that non-admission is based upon personal observation during a physical site visit.

RESPONSE: I admit this is what is testified to on page 9 of SHLAA's joint testimony.

Prepared by: John Poole
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SHLAA 1-29 Please refer to the information in the application (as amended) by the applicant in this docket, the additional habitable structures identified in the Direct Testimony of Cynthia Grimes, David Clark, and Jerry Rumpf, and the habitable structure information in SHLAA's first supplemental response to Jauer's first request for information. Admit that proposed Substation Site 6 abuts at least one property which has a business of providing boarding and stables for horses. If not admitted, please provide the basis of the non-admission, including whether that is based upon personal observation during a physical site visit.

RESPONSE: Admit that Habitable Structure 207, identified in Lisa Meaux's rebuttal testimony page 6 and shown on Exhibit LBM-2R is listed as a "horse stable office" and is close to the proposed location of Substation 6.

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SHLAA 1-30 Admit that Substation Site 6 abuts properties with animals, including sheep, Longhorn cattle, donkeys, etc. If not admitted, please provide the basis of the non-admission, including whether that non-admission is based upon personal observation during a physical site visit.

RESPONSE: I admit that this is the characterization of those properties in the area made by witness Cynthia Grimes in SHLAA's joint testimony.

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Sponsor: John Poole

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SHLAA 1-31 Admit that Segment 22 crosses over properties with chickens, vegetable gardens, etc. If not admitted, please provide the basis of the non-admission, including whether that non-admission is based upon personal observation during a physical site visit.

RESPONSE: I admit that this is the characterization of those properties in the area made by witness Cynthia Grimes in SHLAA's joint testimony.

Prepared by: John Poole
Sponsor: John Poole

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

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QUESTION NOS. SHLAA 1-1 THROUGH SHLAA 1-63**

SHLAA 1-32 Admit that Segment 15 crosses over properties with cows, horses, Longhorn cattle, donkeys, chickens, sheep, goats and vegetable gardens. If not admitted, please provide the basis of the non-admission, including whether that non-admission is based upon personal observation during a physical site visit.

RESPONSE: I admit that this is the characterization of those properties in the area made by witness Cynthia Grimes in SHLAA's joint testimony.

Prepared by: John Poole
Sponsor: John Poole

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

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SHLAA 1-33 Admit that proposed Substation Site 6 does not have as much visibility-shielding vegetation as proposed Substation Site 7. If not admitted, please provide the basis of the non-admission, including whether that non-admission is based upon personal observation during a physical site visit.

RESPONSE: I admit that CPS Energy has made the statement that Substation Site 7 will allow for "greater shielding" and, to my knowledge, has made no such statement regarding Substation Site 6.

Prepared by: John Poole
Sponsor: John Poole

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PUC DOCKET NO. 51023**

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SHLAA 1-34 Admit that proposed Substation Site 7 is a larger parcel of land than proposed Substation Site 6. If not admitted, please provide the basis of the non-admission, including whether that non-admission is based upon personal observation during a physical site visit.

RESPONSE: I admit that CPS Energy has described Substation Site 7 as "oversized" and, to my knowledge, has made no such description of Substation Site 6.

Prepared by: John Poole
Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-35 Admit that proposed Segment 22 has no electric distribution lines along that segment. If not admitted, please provide the basis of the non-admission, including whether that non-admission is based upon personal observation during a physical site visit.

RESPONSE: I admit that is what is stated on page 9 of SHLAA's joint testimony.

Prepared by: John Poole

Sponsor: John Poole

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SHLAA 1-36 Admit that proposed Segment 22 would cross over and require right-of-way (by condemnation or otherwise) on at least five individual landowner properties on Huntress Lane. If not admitted, please provide the basis of the non-admission, including whether that non-admission is based upon personal observation during a physical site visit.

RESPONSE: Partially admit. I admit that, while Segment 22 runs along the apparent property lines for 100% of its length according to Amended Table 4-2R in Lisa Meaux's rebuttal testimony, it would require some right-of-way from approximately five landowners.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-37 Admit that the proposed high-voltage transmission line along Segment 15 would be visible to the homeowners in the area of the Canyons POA due south of that line segment. If not admitted, please provide the basis of the non-admission, including whether that non-admission is based upon personal observation during a physical site visit.

RESPONSE: I admit the proposed line would likely be visible given the height of the structures.

Prepared by: John Poole
Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-38 Admit that the proposed high-voltage transmission line along Segment 54 would be visible to the homeowners along line Segments 25 and 22. If not admitted, please provide the basis of the non-admission, including whether that non-admission is based upon personal observation during a physical site visit.

RESPONSE: I admit the proposed line would likely be visible given the height of the structures.

Prepared by: John Poole
Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-39 Admit that Route P would cross the most amount of Golden Cheek Warbler habitat compared to all of the other applicant's proposed routes. If not admitted, please provide the basis of the non-admission.

RESPONSE: I admit that Route P crosses the most Modeled habitat. However, until a survey is done, we cannot know how much of it is actually Golden Checked Warbler habitat.

Prepared by: John Poole
Sponsor: John Poole

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PUC DOCKET NO. 51023**

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SHLAA 1-40 Admit that the estimated total cost of Route P compared to Route Z1 is an additional cost of \$4,933,971. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit, rounded to the dollar.

Prepared by: John Poole

Sponsor: John Poole

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SHLAA 1-41 Admit that the estimated total cost of Route P compared to Route AA1 is an additional cost of \$5,117,170.55. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-42 Admit that the length of right-of-way ("ROW") using existing transmission line ROW on Route Z1 is zero. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-43 Admit that the length of ROW using existing transmission line ROW on Route P is zero. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-44 Admit that the length of ROW parallel and adjacent to existing transmission line ROW on Route Z1 is zero. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-45 Admit that the length of ROW parallel and adjacent to existing transmission line ROW on Route P is zero. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-46 Admit that the length of ROW parallel to other existing ROW (roadways, railways, canals, etc.) on Route Z1 is 1.60 miles. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-47 Admit that the length of ROW parallel to other existing ROW (roadways, railways, canals, etc.) on Route P is 0.85 miles. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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

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SHLAA 1-48 Admit that the length of ROW parallel to other existing ROW (roadways, railways, canals, etc.) on Route Z1 is: (a) approximately two times the length of such paralleling on Route P; and (b) more precisely (when taken out to six decimals) 1.882353 times the length of such paralleling on Route P. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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

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SHLAA 1-49 Admit that the length of ROW parallel and adjacent to apparent property lines on Route Z1 is 1.49 miles. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-50 Admit that the length of ROW parallel and adjacent to apparent property lines on Route P is 2.62 miles. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-51 Admit that a transmission line paralleling an existing roadway creates less fragmentation of habitat than paralleling an apparent property line. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit that is what is stated in Texas Parks and Wildlife's letter dated February 18, 2021.

Prepared by: John Poole
Sponsor: John Poole

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SHLAA 1-52 Admit that the length of Route P is longer than Route Z1. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole

Sponsor: John Poole

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SHLAA 1-53 Admit that the length of Route P is longer than Route AA1. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-54 Admit that Route P has the greatest area of ROW across golden-cheeked warbler modeled habitat designated as 3-Moderate High and 4-High Quality (acres) compared to all of the routes proposed by CPS Energy. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-55 Admit that Route P compared to Route Z1 has more than two times the area of ROW across golden-cheeked warbler modeled habitat designated as 3-Moderate High and 4-High Quality (acres). If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole

Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-56 Admit that Route P compared to Route AA1 has more than two times the area of ROW across golden-cheeked warbler modeled habitat designated as 3-Moderate High and 4-High Quality (acres).

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

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

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SHLAA 1-57 Admit that the length of ROW across the Edwards Aquifer Contributing Zone for Route Z1 is less than for Route P. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit.

Prepared by: John Poole
Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-58 Please refer to Attachment 8 to the CPS Energy original application, available at <https://www.cpsenergy.com/content/dam/corporate/en/Documents/Infrastructure/ScenicLoop/Attachment%208%20-%20Landowner%20Notice%20List.pdf>. Admit that the property tracts crossed by or having a habitable structure within 300 feet of the center line of a proposed line segment that is included in Route P are Tract IDs F-005 through F-029, F-058 through F-076, and P-001 through P-007. If not admitted, please provide the basis of the non-admission.

RESPONSE: Attachment 8 lists tracts directly affected by a segment. On that basis I admit that the listed tracts are, according to Attachment 8 of the application, directly affected by Route P.

Prepared by: John Poole
Sponsor: John Poole

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

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SHLAA 1-59 Please refer to Attachment 8 to the CPS Energy original application, available at <https://www.cpsenergy.com/content/dam/corporate/en/Documents/Infrastructure/ScenicLoop/Attachment%208%20-%20Landowner%20Notice%20List.pdf>. Admit that the property tracts crossed by or having a habitable structure within 300 feet of the center line of a proposed line segment that is included in Route Z are Tract IDs A-039 through A-088, B-011 through B-043, and C-011 through C-040. If not admitted, please provide the basis of the non-admission.

RESPONSE: Attachment 8 lists tracts directly affected by a segment. On that basis I admit that the listed tracts are, according to Attachment 8 of the application, directly affected by Route Z.

Prepared by: John Poole
Sponsor: John Poole

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

**COMMISSION STAFF'S RESPONSE TO SAVE HUNTRESS LANE AREA
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SHLAA 1-60 Please refer to Attachment 8 to the CPS Energy original application, available at <https://www.cpsenergy.com/content/dam/corporate/en/Documents/Infrastructure/ScenicLoop/Attachment%208%20-%20Landowner%20Notice%20List.pdf>. Admit that the property tracts crossed by or having a habitable structure within 300 feet of the center line of a proposed line segment that is included in Route P total 104. If not admitted, please provide the basis of the non-admission.

RESPONSE: Deny. Attachment 8 lists tracts directly affected by a segment. Attachment 8 of the application appears to list 78 directly affected tracts by Route P. The tracts in question are F-005 through F-029 or 25 tracts, F-047 through F-076 or 30 tracts, K-001 through K-016 or 16 tracts, and P-001 through P-007 or 7 tracts. $25+30+16+7 = 78$.

Prepared by: John Poole
Sponsor: John Poole

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

**COMMISSION STAFF'S RESPONSE TO SAVE HUNTRESS LANE AREA
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SHLAA 1-61 Please refer to Attachment 8 to the CPS Energy original application, available at <https://www.cpsenergy.com/content/dam/corporate/en/Documents/Infrastructure/ScenicLoop/Attachment%208%20-%20Landowner%20Notice%20List.pdf>. Admit that the property tracts crossed by or having a habitable structure within 300 feet of the center line of a proposed line segment that is included in Route Z total are 102 in number. If not admitted, please provide the basis of the non-admission.

RESPONSE: Deny. Attachment 8 lists tracts directly affected by a segment. Attachment 8 of the application appears to list 123 directly affected tracts by Route Z. The tracts in question are A-039 through A-088 or 50 tracts, B-001 through B-043 or 43 tracts, and C-011 through C-040 or 30 tracts. $50+43+30 = 123$.

Prepared by: John Poole
Sponsor: John Poole

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

**COMMISSION STAFF'S RESPONSE TO SAVE HUNTRESS LANE AREA
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SHLAA 1-62 Please refer to Attachment 8 to the CPS Energy original application, available at <https://www.cpsenergy.com/content/dam/corporate/en/Documents/Infrastructure/ScenicLoop/Attachment%208%20-%20Landowner%20Notice%20List.pdf>. Admit that the number of property tracts crossed by or having a habitable structure within 300 feet of the center line of a proposed line segment that is included in Route P are greater in number than the number of property tracts crossed by or having a habitable structure within 300 feet of the center line of a proposed line segment that is included in Route Z. If not admitted, please provide the basis of the non-admission.

RESPONSE: Deny. Attachment 8 lists tracts directly affected by a segment. Attachment 8 of the application appears to list 78 directly affected tracts by Route P. The tracts in question are F-005 through F-029 or 25 tracts, F-047 through F-076 or 30 tracts, K-001 through K-016 or 16 tracts, and P-001 through P-007 or 7 tracts. $25+30+16+7 = 78$. Attachment 8 of the application appears to list 123 directly affected tracts by Route Z. The tracts in question are A-039 through A-088 or 50 tracts, B-001 through B-043 or 43 tracts, and C-011 through C-040 or 30 tracts. $50+43+30 = 123$. 123 is greater than 78.

Prepared by: John Poole
Sponsor: John Poole

**SOAH DOCKET NO. 473-21-0247
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SHLAA 1-63 Please refer to the CPS Energy application as amended. Admit that the differences in the proposed location of Route Z compared to Route Z1 are the line placement modifications on the properties of Toutant Ranch, Ltd., ASR Parks, LLC, Pinson Interests Ltd LLP, and Crighton Development Co. If not admitted, please provide the basis of the non-admission.

RESPONSE: Admit, to the best of my knowledge.

Prepared by: John Poole
Sponsor: John Poole