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APPLICATION OF ONCOR ELECTRIC	§	
DELIVERY COMPANY LLC TO	§	
AMEND ITS CERTIFICATE OF	§	PUBLIC UTILITY COMMISSION
CONVENIENCE AND NECESSITY FOR	§	PUBLIC UTILITY COMMISSION
THE OLD COUNTRY SWITCH 345-KV	§	OF TEXAS
TAP TRANSMISSION LINE IN ELLIS	§	
COUNTY	§	

SUPPLEMENTAL TESTIMONY AND ATTACHMENTS

OF

BARRON D. KIDD

ON BEHALF OF CHAMBERS CREEK RANCH

IN SUPPORT OF ROUTE 152 AND THE UNANIMOUS SETTLEMENT

JUNE 7, 2022

DELIVERY COMPANY LLC TO \$ AMEND ITS CERTIFICATE OF \$ CONVENIENCE AND NECESSITY FOR \$ THE OLD COUNTRY SWITCH 345-KV \$ TAP TRANSMISSION LINE IN ELLIS \$ COUNTY \$	PUBLIC UTILITY COMMISSION OF TEXAS
SUPPLEMENTAL TESTIMONY AND ATTA IN SUPPORT OF ROUTE 152 AND THE TABLE OF CON	UNANIMOUS SETTLEMENT
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APPLICATION OF ONCOR ELECTRIC DELIVERY COMPANY LLC TO AMEND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY FOR THE OLD COUNTRY SWITCH 345-KV TAP TRANSMISSION LINE IN ELLIS COUNTY	<i>๛๛๛๛๛๛</i>	PUBLIC UTILITY COMMISSION OF TEXAS
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AFFIDAVIT OF BARRON D. KIDD

STATE OF TE	EXAS	8
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COUNTY OF	Ellis	85

Barron D. Kidd, being first duly sworn, on his oath states:

- 1. My name is Barron D. Kidd. I am a principal in Chambers Creek Ranch and my address is 3838 Oaklawn Ave., Ste 910, Dallas, Texas 75219. I am testifying in this proceeding on behalf Chambers Creek Ranch.
- 2. Attached hereto and made a part hereof for all purposes are my direct testimony and exhibits which were prepared in written form for introduction into evidence in Public Utility Commission of Texas Docket No. 52455.

3. I hereby swear and affirm that the testimony and exhibits are true and correct and that they show the matters and things that they purport to show.

2

Barron D. Kidd

Subscribed and sworn to before me this 5 day of June, 2022.

TAMMY TAYLOR KIDD
Notary Public, State of Texas
Comm. Expires 09-03-2023
Notary ID 130358012

Notary Public Wood

APPLICATION OF ONCOR ELECTRIC DELIVERY COMPANY LLC TO AMEND ITS CERTIFICATE OF CONVENIENCE AND NECESSITY FOR THE OLD COUNTRY SWITCH 345-KV TAP TRANSMISSION LINE IN ELLIS COUNTY	\$ PUBLIC UTILITY COMMISSION R \$
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SUPPLEMENTAL TESTIMONY AND ATTACHMENTS OF BARRON D. KIDD IN SUPPORT OF ROUTE 152 AND THE UNANIMOUS SETTLEMENT

1	T	INTRODUCTION
±	1.	INTRODUCTION

- 2 Q. PLEASE STATE YOUR NAME AND CURRENT ADDRESS.
- A. My name is Barron D. Kidd. My address is 3838 Oaklawn Ave., Ste. 910, Dallas, Texas
 75219.
- 5 O. ON WHOSE BEHALF ARE YOU TESTIFYING?
- 6 A. I am testifying on behalf of Chambers Creek Ranch, LP ("Chambers Creek Ranch").
- 7 Chambers Creek Ranch is an intervenor in this proceeding, SOAH Docket No. 473-22-
- 8 0768 and PUC Docket No. 52455.
- 9 Q. HAVE YOU EVER TESTIFIED IN A PUBLIC UTILITY COMMISSION OF TEXAS ("PUC" OR "COMMISSION") PROCEEDING?
- 11 **A.** No.
- 12 Q. PLEASE DESCRIBE OWNERSHIP OF CHAMBERS CREEK RANCH.
- 13 A. Chambers Creek Ranch is a family-owned working ranch that has been in our family for
- 14 61 years.
- 15 Q. BRIEFLY DESCRIBE YOUR INVOLVEMENT IN THE OPERATIONS OF CHAMBERS CREEK RANCH.
- 17 A. As the owners of Chambers Creek Ranch, we take extreme care of the land and the farm
- animals in our care. My role is to ensure that level of care continues and is carried out by
- the ranch hands working on our ranch. In that role, I am involved in the day-to-day

operations of the ranch. In addition to management and financial decisions, I dig fence posts, clean troughs, and wrangle cattle (the best part of the job).

3 Q. WHERE IS CHAMBERS CREEK RANCH LOCATED?

A. Chambers Creek Ranch is located in Ellis County. Chambers Creek Ranch is comprised of over 3,400 contiguous acres and is an operating cattle ranch whose cattle are raised on all natural grass. Attachment A to my testimony depicts the location of our ranch as well as the properties of the other intervenors who are signatories to the unanimous settlement agreement the parties in this case reached. Generally stated, Chambers Creek Ranch is shown in the northwest corner of the map depicted in Attachment A.

II. PURPOSE AND SCOPE OF TESTIMONY

Q. WHAT IS THE PURPOSE AND SCOPE OF YOUR TESTIMONY?

12 A. The purpose of my testimony is to (a) describe the operations of Chambers Creek Ranch;
13 (b) describe the expected impact of certain of the proposed transmission lines, and in
14 particular Route No. 54 (comprised of Segments A - T - U1 - V1 - X1 - Y - Z - DD - FF 15 JJ - NN - OO) if it were to be located on Chambers Creek Ranch; (c) voice Chambers Creek
16 Ranch's opposition to the installation of transmission lines on our property, including
17 Route No. 54; and (d) to support the settlement route, Route No. 152, comprised of
18 Segments A-T-Ul-DDD-EEE1-CCC-XX-WW-UU-TT-QQ-OO.

III. DESCRIPTION OF PROPERTY AND THE LINE'S IMPACT

- 20 Q. WHICH SEGMENTS OF THE PROPOSED ROUTES WOULD IMPACT CHAMBERS CREEK RANCH?
- 22 A. The segments of Route 54 that directly impact Chambers Creek Ranch are Segments Z;
- DD; FF; and JJ. Other segments that directly affect our property are Segments C; F; H; I;
- 24 J; K; L; M; N; P; Q; R; AA; BB; CC; CCC; EE; GG; HH; II; JP; VV; UU; WW; and XX.
- Q. WHAT ARE YOUR CONCERNS ABOUT HAVING A TRANSMISSION LINE BUILT ON YOUR PROPERTY?
- As I noted, Chambers Creek Ranch is comprised of over 3,400 contiguous acres and is an operating cattle ranch whose cattle are raised on all natural grass. We take extreme care of the land and the farm animals in our care. A transmission line through Chambers Creek

10

11

Ranch would undermine the environment we've helped create and reduce the grass/forage we have so carefully cultivated over many years and at great expense.

Q. PLEASE DESCRIBE CHAMBERS CREEK RANCH'S OPERATIONS.

- Chambers Creek Ranch runs an environmentally sustainable certified Angus organic cattle ranch. We adhere to the strictest grass-fed standards. We use no feed, no grains, no fertilizers, no chemicals, no hormones, no antibiotics. Our cattle consume only the grass/forage grown on the land. All techniques focus on using the animals to regenerate the soil and grasses. This in turn supports the cattle, giving us a self-sustaining ecosystem of food production. Chambers Creek Ranch's operations conform with the Global Animal Partnership's (GAP) standards for animal welfare established by "Earth Claims." Chambers Creek Ranch's most recent certification is dated December 22, 2021, and the certification is reviewed annually.
- Earth Claims' mission is to "drive meaningful, continuous improvement of farm animal welfare through multi-level standards development, application, and verification across the supply chain" to foster the compassionate treatment of farm animals through science-based standards based on farm animals' natural behavior that also empowers consumers to make informed purchasing decisions based on animal-welfare criteria.
- GAP sets animal-welfare standards that producers must meet to obtain certification that their produce meets meaning animal welfare that fosters healthy and productive animals raised with good quality food and water, shelter, and free from disease, illness, and injury where animals are raised in their natural environment.
- By certification, grass is our only food source for the animals. The transmission line will not only result in the loss of grass, but during construction we also will lose entire pastures for months. We lose grass, we lose food for the animals, and we eventually lose the animals.
- Q. HAS CHAMBERS CREEK RANCH RECEIVED AFFIRMATION FROM GAP AND EARTH CLAIM REGARDING YOUR RANCH'S COMPLIANCE WITH THEIR STANDARDS?

A. Yes.

A.

1 O. P.	LEASE DESCRIBE	THOSE A	CHIEVEMENTS.
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- Most recently Chambers Creek Ranch received an overall rating of "Step 4" from Earth Claims for the period Dec. 22, 2021 Dec. 22, 2022, and within that overall rating received ratings of:
- 5 A. "All Steps" in the categories of Breeding and Source of Animals; Animal Health; Animal Handling; and Feed and Water;
- 7 B. "5+" in the categories of Range/Pasture and Outdoor Requirements; Housing Conditions; and Insect, Rodent, and Predator Control; and
- 9 C. "4" in the categories of Ranch/Farm Plan and Documentation; Animal Management; and Movement and Transport of Animals.
- Additionally, Chambers Creek Ranch's cattle meet the U.S. Department of Agriculture's ("USDA") Export Verification (EV) Program for China; for the European Union; and for export to Saudi Arabia.
- Attachment B to my testimony is a copy of the GAP and Earth Claims certifications

 Chambers Creek Ranch received and its verifications from the USDA's EV Program.

Q. WHY SHOULD YOUR LAND BE ELIMINATED FOR CONSIDERATION FOR SITING A TRANSMISSION LINE?

- We are creating a unique environment in which to produce cattle. The DFW metroplex is growing daily. Our proximity to DFW means that we are one of the few remaining ranches in the area that is providing local organic grass-fed, grass-finished beef. A large portion of grass-fed beef in restaurants in the metroplex comes from Canada! For example, Syscos grass-fed beef provider is in Canada.
- Siting Oncor's transmission line on Route 152, the Settlement Route, helps foster the further development of an environmentally sustainable business in cooperation with the state and Oncor and serve as an example showing the Commission can balance issues affecting the environment, community values, and costs.

Q. WHAT ARE YOUR PLANS REGARDING PROPERTY?

A. Absent interference from external forces like a transmission line it is our goal to continue our ranch's operations and to continue to improve on our ratings from organizations like GAP and Earth Claims. Because our prices are competitive (actually more often than not lower than our competitors) as compared to grass-fed, grass finished beef from major chains like HEB, our clientele grows daily. The people/families that buy our beef are increasingly concerned about where their food comes from. Especially the younger generations. We've had many great discussions with young people about the science and practices of the ranch. Our plan is to be the best (and possibly only) certified sustainable grass-fed Angus beef operation in the expanding DFW metroplex.

11 Q. ARE YOU FAMILIAR WITH THE FACTORS THE COMMISSION CONSIDERS 12 IN THE APPROVAL OF A TRANSMISSION LINE ROUTE?

13 A. Not in detail but I know that three factors are cost, number of affected habitable structures, 14 and impact on community values as expressed by the affected landowners.

Q. WHAT IS OUR VIEW OF THE WEIGHT TO GIVE THESE THREE FACTORS?

A. While each is important, in my view when there is a unanimous agreement on a particular route, that agreement speaks volumes about community values and the Commission should give it great weight. Perhaps not to the exclusion of costs, but it is through, for example, a unanimous agreement that affected landowners speak to the criterion of community values the Commission considers in selecting a route for a transmission line. In the unanimous settlement agreement the parties reached in this proceeding, numerous landowners agreed to "take the line" on their property to avoid routing of the line on parts of their land they would prefer to protect.

Also, in terms of cost, while the percentage difference in cost between Route No. 54 Oncor selected as the "best-meets" route, and the Settlement Route, Route No. 152, appears large at about a thirteen percent (13%) difference, the actual difference is not. Oncor estimates Route 54 to cost about \$10,392,000, and estimates Route No. 152 to cost about \$12,738,000, a difference of about \$2.35 million.

1	While I am certainly not an expert on utility costs, given Oncor's size, a \$2.3 million
2	difference in cost should not be the deciding factor that overrides community values as
3	expressed by the landowners directly affected by the proposed transmission line. Based on
4	publicly available data as presented by Oncor in Docket No. 53145,1 Oncor showed a
5	revenue requirement of \$1,247,772,772 for its transmission service. As Mr. Brian
6	Andrews, Chambers Creek Ranch's expert witness in this proceeding notes, a difference
7	of \$2.3 million in cost equates to a percentage difference in Oncor's investment of about
8	2/10 ^{ths} of one percent. I would suspect that the impact on Oncor's revenue requirement is
9	of about the same magnitude.
10	Moreover, the price of land where Oncor proposes to build a transmission line has only
11	increased in market value since Oncor filed its application to build a new transmission line
12	and substation, and those increases in the market value of land are that much more
13	pronounced along roadways, like Route No. 54.
14	Based on my review of recent market activity, in 2017 five 1-acre lots on FM 876, just 1.5
15	miles north of Chambers Creek Ranch acreage on FM 876, sold for \$30,000 an acre. Since
16	2017 land values in Ellis County, especially on major county roads, have risen significantly
17	and are rising daily. Eight miles north of Chambers Creek Ranch property a 45-acre horse
18	farm, on major county road FM 66, is listed for \$4.9 million, which equates to a price of
19	over \$100,000 an acre.
20	As we are a developed working cattle ranch, on major county road FM 876, fair
21	compensation for Chambers Creek Ranch land has a value of at least \$100,000 an acre. As
22	Oncor is seeking over 30 acres, to be fairly compensated, that's a cost of at least \$3 million.
23	So, the \$2.3 million Oncor estimates as the cost difference between Route No. 54 and Route
24	No. 152, has likely disappeared. At current land costs, Route No. 54 will probably cost
25	more. The Settlement Route, Route No. 152, presents less of an issue in terms of increased

cost of land along roadways.

Docket No. 53145, Application of Oncor Electric Delivery Company, LLC for Interim Update of Wholesale Transmission Rates, Notice of Approval at 1; 3 at Finding of Fact 16 (March 31, 2022).

1 Q. IF THE COMMISSION REJECTS THE SETTLEMENT, WHAT ACTION WOULD YOU EXPECT CHAMBERS CREEK RANCH TO TAKE?

A. Chambers Creek Ranch would have no choice but to request a hearing on the merits of Oncor's application and pursue all legal avenues available to us to protect our land and if necessary to ensure our family is properly compensated for any land Oncor takes to route its transmission line. If an overhead transmission line is built on our property, Chambers Creek Ranch will seek full fair market value for any easement taken as well as remainder damages. We will also require an environmental impact study to determine the loss of forage, and subsequently the reduction of the herd if a line is to be run through the property. We will also seek full compensation for this loss. And of course with litigation comes delay in construction of the transmission line.

IV. CONCLUSION

Q. PLEASE SUMMARIZE YOUR POSITION IN THIS PROCEEDING.

Chambers Creek Ranch opposes a route or segments of a route that impact our ranch, including Route No. 54. Chambers Creek Ranch fully supports the Settlement Route, Route No. 152. The parties' unanimous settlement agreement provides the quickest path toward construction of a new transmission line. And importantly, the settlement agreement is a manifestation of community values as expressed by the affected landowners. Also, while the percentage difference in the estimated cost of a line along Route No. 54 as compared to the estimated cost of a line along Route No. 152 appears large, the dollar difference is immaterial relative to Oncor's revenue requirement for its transmission service.

Lastly, and crucially, were the Commission to reject the unanimous settlement agreement, doing so could easily have a chilling effect on parties' participation in settlement efforts at all. In the end, landowners that take the time and expend the money to participate in these proceedings would likely not choose to participate in settlement talks, if at the end of the day, the settlement is rejected. In effect, a landowner would need to decide whether to spend their resources on litigating the case, or on settlement efforts. Rejection of unanimous settlements would likely mean going forward parties in these types of cases would put minimal effort into settlement discussions.

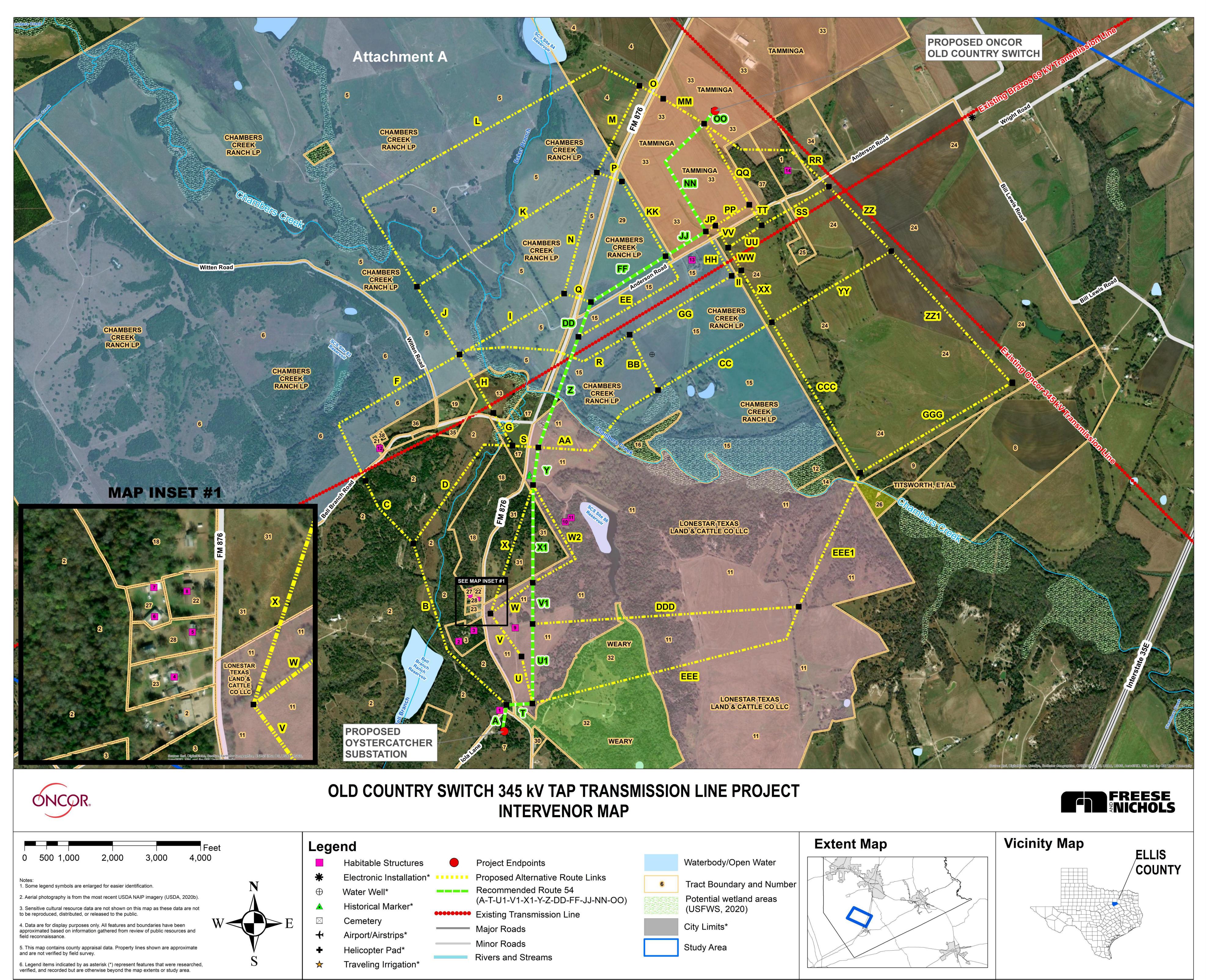
A.

- 1 Q. DOES THIS CONCLUDE YOUR TESTIMONY?
- 2 **A.** Yes.

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COUNTY	8	

SUPPLEMENTAL TESTIMONY AND ATTACHMENTS OF BARRON D. KIDD IN SUPPORT OF ROUTE 152 AND THE UNANIMOUS SETTLEMENT

ATTACHMENT A



APPLICATION OF ONCOR ELECTRIC	§	
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SUPPLEMENTAL TESTIMONY AND ATTACHMENTS OF BARRON D. KIDD IN SUPPORT OF ROUTE 152 AND THE UNANIMOUS SETTLEMENT

ATTACHMENT B

GLOBAL ANIMAL PARTNERSHIP

CERTIFICATE OF COMPLIANCE

Chambers Creek Ranch

925 Witten Rd, Italy, TX 76651, USA

Meets All Requirements of the

STEP 4 G.A.P. 5-STEP ANIMAL WELFARE STANDARDS

for

BEEF CATTLE: COW-CALF-YEARLING

Certificate No. 116659

Effective Date: 12/22/2021 Expiration Date: 12/22/2022

Producer Group Affiliation: Independent

This Certificate refers solely to animals or products from the operation named herein and may not be transferred or used by other production or handling operations.



Cei	rtificate Key
S	Split Operation
R	Revised Certificate
U	Step upgrade
I	Independent Operation



ISSUED BY EARTHCLAIMS LLC WWW.EARTHCLAIMS.COM 202.596.5592

EarthClaims Certification Score Sheet

EARTH	Client:	Chambers Creek Ranch	Client #:	20-1221-001B
A	Standard:	GAP 5 Step Animal Welfare Rating for Cattle v1.0	Application Type:	Renewal
CLAIMS	Auditor:	Kallie Herrygers	Audit Date:	11/18/2021

Non-Conformance(s)	Score						
	1	2	4	5	5+	All Steps	Other
	1	2	4	5	5+	All Steps	Other
	1	2	4	5	5+	All Steps	Other
	1	2	4	5	5+	All Steps	Other
	1	2	4	5	5+	All Steps	Other
	1	2	4	5	5+	All Steps	Other
	1	2	4	5	5+	All Steps	Other
	1	2	4	5	5+	All Steps	Other
	1	2	4	5	5+	All Steps	Other
	1	2	4	5	5+	All Steps	Other
	Non-Conformance(s)	1 1 1 1 1 1 1 1	1 2 1 2 1 2 1 2 1 2 1 2 1 2 1 2 1 2 1 2 1 2 1 2 1 2 1 2	1 2 4 1 2 4	1 2 4 5 1 2 4 5 1 2 4 5 1 2 4 5 1 2 4 5 1 2 4 5 1 2 4 5 1 2 4 5 1 2 4 5 1 2 4 5 1 2 4 5 1 2 4 5	1 2 4 5 5+ 1 2 4 5 5+ 1 2 4 5 5+ 1 2 4 5 5+ 1 2 4 5 5+ 1 2 4 5 5+ 1 2 4 5 5+ 1 2 4 5 5+ 1 2 4 5 5+ 1 2 4 5 5+ 1 2 4 5 5+ 1 2 4 5 5+ 1 2 4 5 5+	1 2 4 5 5+ All Steps

Certificatio	n Decision:	Step 4	Evaluation Notes:
Certificate	Number:	116659	No Non-Conformance was identified; see audit report.
Effective:	1	2/22/21-12/22/22	



THIS IS A CHAIN OF CUSTODY DOCUMENT USED TO TRANSFER APPROVED CLAIMS TO THE NEXT LOCATION RECEIVING THE CATTLE AND DOES NOT QUALIFY CATTLE FOR FINAL CLAIM VERIFICATION OR EXPORT REQUIREMENTS. IMI GLOBAL REQUIRES FINISHED CATTLE TO ARRIVE AT THE PROCESSING FACILITY WITH A RIGHT TO SHIP CERTIFICATE ISSUED TO THE FINAL FINISHING LOCATION TO ENSURE CLAIMS HAVE BEEN MAINTAINED AND ARE STILL APPROVED

Ranch Shipping Certificate

Completed certificate and EID tag manifest must accompany cattle shipment or be faxed, mailed or emailed to the receiver at shipping.

				on and the second of the smapping.
Approved Location: Chambers Cree	k Ranch		Apr	proved Claims: ge Verification
Contact: Barron Kidd				NHTC urce Verification
IMI Customer ID: WFCF-019902			Veri	ified Natural Beef China EV
Group Name: Chambers Creek Ranc	ch - Spring 2021			BeefCARE
Number of Head Approved: 76	Approval Date: 1/4/2022			Veg-Fed
Source of Origin Identification: PCT EID; No Brand; green dangle tag with individual ID's and ranch	First Calf Born Date: 11/8/2020			
name in RE (st) and LE (hf); notch in tip of RE. Treated cattle not eligible for Verified Natural Beef are identified with a blue tag.	30 Month Harvest-by Date: 5/9/2023			
SHIPPING IN	FORMATION			
# Hd. Shipped:	Shipping To:			
Date Shipped:		Animals meet the	attle Meet EV Pro e requirements of t	V Program Requirements for China. ogram Requirements for the EU (NHTC). the EV Program Requirements for Saudi Arabia (VNB). ted change, please contact IMI for a new certificate.
Questions? Please contact IMI	Global anytime at 866-395-5883	11 51011115 61 6	- No to so market	or, preser research and a new continued.
A COMPLETE TAG MANIFEST SHOWIN	IG PROGRAM COMPLIANT EIDS MUST ALSO	ACCOMPAN	Y THIS CER	RTIFICATE AT SHIPPING
Producer's Signature:		Date:		Certificate: G202228823
	*KEEP A COPY FOR VOUR REC	ORDS		



THIS IS A CHAIN OF CUSTODY DOCUMENT USED TO TRANSFER APPROVED CLAIMS TO THE NEXT LOCATION RECEIVING THE CATTLE AND DOES NOT QUALIFY CATTLE FOR FINAL CLAIM VERIFICATION OR EXPORT REQUIREMENTS. IMI GLOBAL REQUIRES FINISHED CATTLE TO ARRIVE AT THE PROCESSING FACILITY WITH A RIGHT TO SHIP CERTIFICATE ISSUED TO THE FINAL FINISHING LOCATION TO ENSURE CLAIMS HAVE BEEN MAINTAINED AND ARE STILL APPROVED

Ranch Shipping Certificate

Completed certificate and EID tag manifest must accompany cattle shipment or be faxed, mailed or emailed to the receiver at shipping.

Approved Location: Chambers Cree	k Ranch		Annroyad Claims
Contact: Barron Kidd			Approved Claims: Age Verification
IMI Customer ID: WFCF-019902			NHTC Source Verification
Group Name: Chambers Creek Rand Verified	ch - Spring 2021 Black Angus		Verified Natural Beef China EV Black Angus Verified BeefCARE
Number of Head Approved: 99	Approval Date: 1/4/2022		Veg-Fed
PCT EID; No Brand; green dangle tag with individual ID's and ranch name in RE (st) and LE (hf); notch in tip of RE. Treated cattle not eligible for Verified Natural Beef are identified with a blue tag.	First Calf Born Date: 11/8/2020 30 Month Harvest-by Date: 5/9/2023		
SHIPPING IN	FORMATION		
# Hd. Shipped:	Shipping To:		
Date Shipped:		Cattle M Animals meet the requi	nttle Meet EV Program Requirements for China. Meet EV Program Requirements for the EU (NHTC). irements of the EV Program Requirements for Saudi Arabia (VNB). to be marketed change, please contact IMI for a new certificate.
Questions? Please contact IMI	Global anytime at 866-395-5883		
*A COMPLETE TAG MANIFEST SHOWIN	G PROGRAM COMPLIANT EIDS MUST	ALSO ACCOMPANY TI Date:	

*KEEP A COPY FOR YOUR RECORDS

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