



Control Number: 55067



Item Number: 1828

Kathleen Jackson
Interim Chair
Lori Cobos
Commissioner
Jimmy Glotfelty
Commissioner



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PUBLIC UTILITY COMMISSION
P.O. BOX 13326
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Public Utility Commission of Texas

TO: Interim Chair Kathleen Jackson
Commissioner Lori Cobos
Commissioner Jimmy Glotfelty

All Parties of Record

FROM: Shelah Cisneros, Commission Counsel

A handwritten signature in black ink, appearing to be "SC" or similar initials.

DATE: 11 January 2024

RE: January 18, 2024 Open Meeting – Item No. 14

Docket No. 55067; SOAH Docket No. 473-23-21216 – *Application of Oncor Electric Delivery Company LLC to Amend its Certificate of Convenience and Necessity for the Ramhorn Hill – Dunham 345-kV Transmission Line in Denton and Wise Counties*

A proposal for decision in the above-referenced docket is posted for consideration and action by the Commission. If the Commission adopts the proposal for decision, I recommend the following changes.

Finding of fact 36 should be modified for accuracy.

36. In SOAH Order No. 2 filed on June 28, 2023, the SOAH ALJ memorialized the prehearing conference held on June 26, 2023 in which the SOAH ALJ granted intervention to . . .

Findings of fact 37, 38, and 39 should be modified to delete duplicate references to parties within the same finding of fact.

37. In SOAH Order No. 4 filed on July 24, 2023, the SOAH ALJ granted intervention to . . . ~~Dennis Mortimer~~; . . . ~~Jawahar Chilmeser~~.
38. In SOAH Order No. 5 filed on July 26, 2023, the SOAH ALJs granted intervention to . . . ~~Erie Jackson~~.
39. In SOAH Order No. 6 filed on July 28, 2023, the SOAH ALJs granted intervention to . . . ~~Fred Mapel~~ and Barry and ~~Stephanie Smith~~.

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Finding of fact 42 should be modified to state the intervenors who were dismissed.

42. In SOAH Order No. 9 filed August 16, 2023, the SOAH ALJs dismissed ~~the following a number of~~ intervenors who were determined not to have filed direct testimony or a statement of position: City of Argyle; Lance Roberts; Jason Bailey; Michael Allen; Sally Allen; Joseph Gerson; Tyrell Looney; Haihong Xu; Stephanie Cox; Brian Eddy; Stephanie Geddes; Kristopher Munn; Steve and Rhonda Boisvert; Benito Gonzalez; Stephan Jenkins; Curt Whitworth; Yvette and Nick Deligny; Chandra Vipparla; Emily Rutherford; Haley Lane; Jennifer Eller; Cory Lane; Anthony Lassetter; Carla Crockett; James Ehlinger; Jeffrey and Holly Cannedy; Stevanna Matthews-Tyler; Joshua Marshall; Jean Young; J. Young Land and Cattle Co. Ltd.; Cora James; Keely James; Adler James; Bryant James; Dylan James; Min Sun; Fran Flores; Deanna Turner; Danny and Gayle Hill; Dennis Mortimer; Veronica Shields; Jose Aguilar; Scott and Trinda Mulkey; Lacey McVea; Seth McVea; Brandon Bennett; Vanessa Bennett; Brian Crawley; Terri Koehler; Melissa Humphrey; Richard Humphrey; David Bradley Cook; Sandee Cook; Greg Scott; Andrew Wey; Janice Wey; Carla Gastineau; Randy Mirror; Gordon Sutherland; Jonathan Castro; Rachel Santini; Nicolo Santini; David Buchanan; Leah Buchanan; Curtis Tally; Dawn Ehlinger; Amanda Crandall; Ronald Dalrymple; Ryan and Linda Shawaluk; Ken Burrill; Randy Kaster; James Allen Powers; Christen Powers; James Kimmorie; Charles Gardtti; Jazmarae Moran; Brandon Wobb; Jason Trisko; Kelly Trisko; Heidi Sherman; Eric Jackson; Brian Voight; Carrie Kimbrilo; Emigdio Torres; Jeffrey Shorman; Latrice Sharpe; Jasmine Mondmer; Rebekah Gaiotti; Becky Reed; Janette Purg; Charlene Jackson; Sandra Mills; David Rogers; Ruben Robles; Michael Czap; Maureen Czap; Janet Michlitsch; Fanchon Casazza; Lorena Garcia; Alison Brooks; Milagros Vargas; Cristina Chavez; Brenda A. Cline; Julio Chavez; John Becotte; Manuel Luciano; Marlene Becotte; Shalen Bowlby; Michael Bowlby; Deion Stamper; Sarah Ogletree; LaToya Odems; Bruce Odems; Sandra Nunez; Kelly Leach; Fred Stamper; Austin Weedor; Everett Stamper; Evette Stamper; Dianna Weedor; Dave Carter; Brayton Ogletree; Everett Gillum; Lisa Wilke; Kelli Schellenberg; Kasey Leary; Zachary Leary; Garrett Davis; Judith and Jorge Arzuaga; Misty Hayner; Bruce Nemeth; David Johnsen; Leslie Miller; Lisa Lonchar; Carrie Polka; Tobias Polka; Edward Volponi; Andrew Lyon; Fred Mapel; Phillip Cruson; Gordon Marks; Jeff and Mary Davis; Kari Cottrell de Mendoza; Bo Whitley; Jeff Balduini; Sarah Wood; Ronald Wood; Eric and Sarah Johnson; Charles and Ellena Manton; Kurt Carter; Luke Oliver; Colin Mayne; Tamara Hines; Chad Crowther; Rodney Hines; Dirk Bohse; Aristeo Flores; Cindy Valdez; Connie Stall; Matias Villarreal; David Stall; Bonnie James; Travis James; Legacy Cattle and Land LLC; Continental U.S. Management LLC; Connie Svoboda; Jawahar Chiluveru; Mya Grant; Abbie Rodriguez; Paramjit Sahota; Christina Rioux; Curtis Attaway; Manraj Kaur;

Lisa and Jay Hemby; Adam Shaddy; Bhaskara Gorantla; Lisa Junkins; Ned Lana; Mario Bartolini; Kathy Guier; Aston Long; Steve and Kathy Waldfrum; Susan Thomas; James Thomas; Carla Hardeman, Rena Hardeman, and Heide Hardeman; Mary Ashmore, Terry Parrott; Florence Randall; Martin Ruiz; Jay Warner; Stella Villegas; Shelley Warner; Erin Waymire; Kathy Waymire; Wes Waymire; Don and Michelle Cooper; City of Rhome; CADG Avalon at Argyle, LLC; Margaret L. Heygster; Robert H. Heygster; Avalon 162, LLC; Avalon 71, LLC; Nicholas Lembotesis; CTMGT AR II, LLC; Benjamin Weaverling; CTMGT Alpha Ranch III, LLC; Edna Weaverling; Shale 114, LP; City of New Fairview; Rebecca Ann Smith; Margarita Graham; Jason Graham; Tomas Mendoza; Mackey Andress; Milagros Rivera Torres; Jeff Taylor; Dawn Clyburn; Scott Clyburn; Amy Legorreta; Mathew Rice; Maci Kauffman; Michael and Julie Prickett; Brandon Kauffman; Dennis Mirabal; Kari Mirabal; Sheron White; Archie L. White; Donella Wheeler; Pam Smith; Trevor Keele; Ariel Keele; Martina Mitchell; Brian Mitchell; Robin Amerine; Nancy Acevedo; Zachary Osborne; Viktoria Nizhnik; Iakov Nizhuik; Barry and Stephanie Smith; Julie Mooney; Patrick Mooney; April Burrill; Michael and Deborah Holyfield; Zachariah Linton; Robert D. Chambers; Ashley Acker; Debra Joiner; Bryan Crosby; Bettye Wiley Neely, Aubrey Eugene Wiley, David Randolph Wiley, Donald Bryan Neely, Dana Lauraine Tur, Howard Ray Schwope, and Janice Vardakis; Becky Bettis; Kevin Oliver; and Frankie Mercado.

Finding of fact 44 should be modified to add an intervenor who filed a statement of position.

44. The following intervenors filed testimony or a statement of position on or before August 1, 2023: Greg Maberry;

Finding of fact 168 should be modified to update a citation to the Texas Administrative Code.

168. No part of the proposed transmission facilities is located within the coastal management program boundary as defined in 31 Texas Administrative Code section 27.1(a)503.1(b).

Conclusion of law 2 should be modified for consistency with the Commission's previous orders.

2. The Commission has authority jurisdiction over this matter under PURA §§ 14.001, 32.001, 37.051, 37.053, 37.054, and 37.056.

A new conclusion of law should be added after conclusion of law 15 for completeness.

- XX. The Commission must approve or deny the application not later than the 180th day after it was filed under PURA § 37.057.

Ordering paragraph 14 should be modified for consistency with the Commission's previous orders.

14. Oncor must cooperate with directly affected landowners to implement minor deviations in the approved route to minimize the disruptive effect of the proposed transmission line approved by this Order. Any minor deviations from the approved route must only directly affect landowners who were sent notice of the transmission line in accordance with 16 TAC § 22.52(a)(3) and have agreed to the minor deviation, ~~excluding public rights-of-way~~.

Additionally, I recommend the Commission delegate to the Office of Policy and Docket Management the authority to modify the order to conform to the Citation and Style Guide for the Public Utility Commission of Texas and to make other non-substantive changes to the order for such matters as capitalization, spelling, grammar, punctuation, style, correction of numbering, and readability.

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