



## **Filing Receipt**

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**Item Number - 46**

**SOAH DOCKET NO. 473-25-02531**  
**PUC DOCKET NO. 57115**

JOINT APPLICATION OF THE CITY	§	BEFORE THE STATE OFFICE
OF SAN ANTONIO, ACTING BY AND	§	
THROUGH THE CITY PUBLIC	§	
SERVICE BOARD (CPS ENERGY), AND	§	
SOUTH TEXAS ELECTRIC	§	
COOPERATIVE, INC. (STEC) TO	§	
AMEND THEIR CERTIFICATES OF	§	OF
CONVENIENCE AND NECESSITY FOR	§	
THE PROPOSED HOWARD ROAD-TO-	§	
SAN MIGUEL 345 KV TRANSMISSION	§	
LINE IN BEXAR AND ATASCOSA	§	
COUNTIES	§	ADMINISTRATIVE HEARINGS

**AGREED PROCEDURAL SCHEDULE AND ADDITIONAL  
PROCEDURAL MATTERS**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGES:

COMES NOW the City of San Antonio, acting by and through the City Public Service Board (CPS Energy) and South Texas Electric Cooperative (STEC) and file this Agreed Procedural Schedule and Additional Procedural Matters and in support thereof would show the following.

## I. BACKGROUND

On October 4, 2024, CPS Energy and STEC filed their Joint Application to Amend their Certificates of Convenience and Necessity for the Proposed Howard Road To San Miguel 345 kV Transmission Line in Bexar and Atascosa Counties. On October 18, 2024, the State Office of Administrative Hearings (SOAH) Administrative Law Judges (ALJs) convened a prehearing conference where the parties discussed a procedural schedule and other procedural matters. The following proposed schedule is consistent with the agreement of the parties at the prehearing conference and subsequently circulated among the parties that participated at the prehearing conference for acknowledgement.

## II. PROPOSED PROCEDURAL SCHEDULE

CPS Energy and STEC respectfully request that the SOAH ALJs adopt the following Agreed Procedural Schedule and Additional Procedural Matters for the further processing of this docket, consistent with the agreement of the parties:

Date	Deadline
<b>October 4, 2024</b>	<b>Filing of Application and Applicants Direct Testimony</b>
October 18, 2024	Prehearing Conference
October 24, 2024	Affidavits Proving Mailed Notice
When available	Affidavits Proving Publication Notice
November 1, 2024	Comments on Sufficiency of the Application
November 1, 2024	Comments on Sufficiency of Notice
<b>November 4, 2024</b>	<b>Intervention Deadline</b>
November 4, 2024	Deadline for Parties to Request a Hearing
November 4, 2024	Statement Challenging Route Adequacy and Request for Preliminary Hearing on Route Adequacy
November 4, 2024	Objections to Applicants Direct Testimony
November 8, 2024	Deadline for Sending Written Discovery on Application and Applicants' Direct Testimony
November 8, 2024	Replies to Statements on Route Adequacy
November 8, 2024	Replies to Objections to Applicants' Direct Testimony
<b>November 12, 2024</b>	<b>Intervenor Direct Testimony or Statement of Position</b>
November 13, 2024	Route Adequacy Hearing (if necessary)
November 15, 2024	Objections to Intervenor Direct Testimony
November 19, 2024	Responses to Objections to Intervenor Direct Testimony

<b>November 21, 2024</b> (by 5 pm)	<b>Staff Direct Testimony</b>
<b>November 21, 2024</b> (by 5 pm)	<b>Intervenor Cross-Rebuttal Testimony</b>
November 27, 2024	Objections to Staff Direct Testimony
<b>November 27, 2024</b> (by 5 pm)	<b>Applicants Rebuttal Testimony</b> (PUC may close early – Joint Applicants will email to parties)
December 2, 2024	Sending Written Discovery on Staff and Intervenor Direct Testimony
December 4, 2024	Sending Written Discovery on Intervenor Cross-Rebuttal Testimony and Objections to Cross-Rebuttal Testimony
December 4, 2024	Applicants to file Map Exhibits with Intervenor, Routes of Interest, and Route Changes (if any)
December 4, 2024	Objections to Applicants Rebuttal Testimony
December 4, 2024	Deadline for Sending Written Discovery on Applicants Rebuttal Testimony
December 4, 2024	Replies to Objections to Intervenor Cross-Rebuttal Testimony
December 4, 2024	Submission of Witnesses to be Cross Examined
December 6, 2024	Submission of Hearing Exhibits, Witness Lists, and Waivers of Cross (Applicants to include an exhibit with all applicable route data on a single exhibit)
<b>December 9-11, 2024</b>	<b>Hearing on Merits</b> (Scotty Lyssy and Mitch Meyer unavailable until Dec. 11)
<b>December 20, 2024</b>	<b>Initial Briefs</b>
<b>January 6, 2025</b>	<b>Reply Briefs</b> (including proposed FOFs, COLs, and OPs)

### **III. ADDITIONAL PROCEDURAL MATTERS**

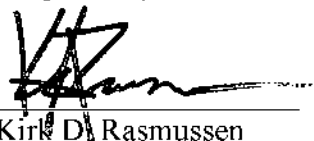
The parties also agree to the following modified discovery deadlines and procedures:

1. Requests for Information (RFIs) must be served in Microsoft (MS) Word format, and RFIs that are received after 3:00 p.m. shall be deemed to have been received the following day.
2. Discovery deadlines for Applicants' Direct Case: ten calendar days for responses; three working days for objections, motions to compel, and responses to motions to compel.
3. Discovery deadlines for Intervenors and Staff Direct and Cross-Rebuttal Cases: five calendar days for responses; three working days for objections, motions to compel, and responses to motions to compel.
4. Discovery deadlines for Applicants' Rebuttal Case: five calendar days for responses; objections to be made at the hearing on the merits.
5. Applicants agree to provide an electronic document repository for the Parties' prehearing submissions. No later than fourteen (14) days before the hearing on the merits, Applicants will provide instructions to parties on how documents may be uploaded to the document repository.
6. Uploading hearing exhibits to the document repository is sufficient service to all parties of the exhibits. In other words, the parties are not required to both upload hearing exhibits and serve every party with their exhibits.
7. E-mail is an acceptable form of service. Filing on the PUC interchange is deemed to be service of any submission or pleading; however, any submission or pleading that requires a response from a party must be served via e-mail on the party from which a response is required.
8. Applicants will offer their entire application into evidence as a hearing exhibit so that intervenors can rely upon that exhibit and not have to file duplicate exhibits.
9. Testimony drafts and statements of position will not be discoverable, nor will emails transmitting drafts of testimony and statements of position be discoverable.

#### **IV. CONCLUSION**

Consistent with the agreement of the parties to this proceeding, CPS Energy and STEC respectfully request that the SOAH ALJs adopt the Agreed Procedural Schedule and Additional Procedural Matters outlined above.

Respectfully submitted,



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**ATTORNEYS FOR CPS ENERGY**

#### **CERTIFICATE OF SERVICE**

I certify that a copy of this document was served on all parties of record on this date via the Commission's Interchange in accordance with the Commission's order in Docket No. 50664 suspending PUC Procedural Rule 22.74.



Kirk D. Rasmussen