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**SOAH DOCKET NO. 473-25-15236
PUC DOCKET NO. 57828**

APPLICATION OF ONCOR	§	
ELECTRIC DELIVERY	§	
COMPANY LLC TO AMEND ITS	§	STATE OFFICE
CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY	§	OF
FOR DRILL HOLE SWITCH-TO-	§	
EL CAPITAN SWITCH 345KV	§	ADMINISTRATIVE HEARINGS
TRANSMISSION LINE IN	§	
CULBERSON COUNTY	§	

DELAWARE BASIN MIDSTREAM LLC’S LATE-FILED MOTION TO INTERVENE

Pursuant to the Public Utility Regulatory Act (“PURA”), TEX. UTIL. CODE §§ 11.001 et seq., and §§ 22.102, 22.103(b), and 22.104 of the Commission’s Rules of Practice and Procedure, Delaware Basin Midstream LLC, on behalf of itself and its affiliated companies (collectively “DBM”), files its Late-Filed Motion to Intervene in this proceeding. SOAH Order No. 2 established a deadline of April 21, 2025, to intervene in this proceeding.¹ However, as explained below, there is good cause to grant this Late-Filed Motion to Intervene. In support, DBM respectfully shows as follows:

GOOD CAUSE TO GRANT LATE-FILED MOTION TO INTERVENE

1. DBM acknowledges that this Motion to Intervene has been filed after the April 21, 2025, deadline established in SOAH Order No. 2. 16 Texas Administrative Code (“TAC”) § 22.104(d)(1) lists the criteria for granting a late intervention. DBM’s intervention should be granted because (1) there is good cause; (2) there is no prejudice or additional burdens upon the existing parties caused by the late intervention; (3) no disruption will result from granting DBM’s Motion to Intervene; and (4) the public interest will be served by permitting DBM to intervene.

2. On April 10, 2025, DBM received notice of this proceeding. DBM is situated within a large, publicly traded company, however, and it took until April 14, 2025, for the notice to be forwarded to the legal department. As soon as the responsible parties within DBM’s legal

¹ SOAH Order No. 2 – Granting Motions to Intervene; Adopting Agreed Procedural Schedule; Setting Hearing on the Merits; and Establishing Pre- and Post-Hearing Procedures. at 2 (April 9, 2025).

department learned of Docket No. 57828, they moved as expeditiously as possible to intervene in this docket. DBM is not requesting amendment of the existing procedural schedule. Further, the deadline for intervenor direct testimony has not passed. Granting this intervention will not cause delay or prejudice to the other parties in this proceeding. Other than granting of this Motion, no disruption to this proceeding will occur.

3. As explained below, DBM seeks to intervene so that it may ensure the safety of its existing pipelines and their associated rights-of-way, which may be affected by the proposed transmission line. It is in the public interest to safeguard the operation of DBM's pipelines within the Study Area. For these reasons, there is good cause for DBM's Late-Filed Motion to Intervene, and the Court should grant it pursuant to 16 TAC § 22.104(d)(1).

MOTION TO INTERVENE

4. The name, address, and telephone number of DBM's authorized representatives are:

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All pleadings and other documents should be served upon DBM's authorized representatives.

5. On March 20, 2025, Oncor Electric Delivery Company LLC ("Oncor") filed an application to amend its Certificates of Convenience and Necessity for the Drill Hole Switch-to-El Capitan Switch 345-kV Transmission Line in Culberson County, Texas.

6. DBM owns and operates a number of pipelines that transport hydrocarbons, and water, along the alternative routes identified in Oncor's CCN Application. At various points, the

proposed routes appear to cross and/or parallel existing pipelines and their associated rights-of-way. DBM operates its pipelines to the highest safety standards. Because the location of Oncor's transmission lines resulting from this proceeding might have a direct impact on the ongoing safe operation of the affected pipelines, and coordination with Oncor will be critical to ensure such safe operation. Therefore, DBM has a justiciable interest in the outcome of this proceeding and should be admitted as an intervenor.

PRAYER

7. DBM respectfully prays that the Public Utility Commission of Texas grant this Late-Filed Motion to Intervene and admit DBM as an intervenor in this proceeding for all purposes. DBM also prays for such other relief to which he may be justly entitled.

Date: April 24, 2025

Respectfully submitted,

/s/ Cole Hutchison

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**ATTORNEYS FOR DELAWARE BASIN
MIDSTREAM LLC**

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties in this proceeding on April 24, 2025 via email in accordance with the Commission's Second Order Suspending Rules issued in Project No. 50664 on July 16, 2020.

/s/ Cole Hutchison

Cole Hutchison