



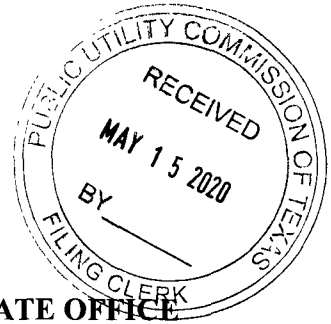
Control Number: 49603



Item Number: 185

Addendum StartPage: 0

SOAH DOCKET NO. 473-20-0417
PUC DOCKET NO. 49603



APPLICATION OF UPSHUR RURAL	§	
ELECTRIC COOPERATIVE	§	BEFORE THE STATE OFFICE
CORPORATION TO AMEND ITS	§	
CERTIFICATE OF CONVENIENCE	§	OF
AND NECESSITY FOR A 138-KV	§	
TRANSMISSION LINE IN HARRISON	§	ADMINISTRATIVE HEARINGS
COUNTY (HALLSVILLE - GUM	§	
SPRINGS)	§	

SECOND JOINT MOTION FOR CONTINUANCE¹

NOW COMES Upshur Rural Electric Cooperative Corporation (“URECC”) and files this Second Joint Motion for Continuance and would show the following:

I. Motion for Continuance

SOAH Order No. 10 continued the hearing on the merits to June 15-17, 2020. Because concerns continue related to COVID-19, URECC, the Staff of the Public Utility Commission, and a number of intervenors (collectively, the “Joint Movants”) hereby request the hearing on the merits be continued to a date in mid-August 2020. The Joint Movants also request the “Deadline for Parties to Identify Witnesses They Wish to Cross-Examine” be set for one week before the hearing on the merits begins.² As previously represented, URECC is willing to extend the statutory deadline on a day-for-day basis for each day the hearing on the merits is delayed from the original starting date of March 30, 2020.

A telephonic prehearing conference may be scheduled to set the hearing on the merits date if the Administrative Law Judges determine such a conference would be necessary or administratively efficient.

¹ URECC was not able to contact all parties to this proceeding; however, URECC communicated with parties for whom it had contact information readily available. Parties joining this motion are listed below.

² For example, if the hearing on the merits is scheduled to begin on August 17, 2020, the deadline for parties to identify witnesses they wish to cross-examine would be August 10, 2020.

185

URECC is authorized to represent the following parties support this request: PUC Staff, Cherry Ridge Ranch LLC and 4-Sight Operating Company, LTD, BMWB Coalition, and Christopher Tucker.³

Respectfully Submitted,

/s/ Jacob Lawler

Mark C. Davis
State Bar No. 05525050
Adrianne M. Waddell
State Bar No. 24098556
Jacob J. Lawler
State Bar No. 24076502
HOLLAND & KNIGHT, LLP
111 Congress Avenue, Suite 540
Austin, Texas 78701
(512) 472-1081 OFFICE
(512) 472-7473 FAX

William H. Burchette
DC Bar No. 957308
W. Patrick Burchette
DC Bar No. 1010944
HOLLAND & KNIGHT, LLP
800-17th Street, N.W., Suite 1100
Washington, DC 20006
(202) 955-3000 OFFICE
(202) 955-5564 FAX

ATTORNEYS FOR UPSHUR RURAL ELECTRIC COOPERATIVE CORPORATION

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document was hand delivered, mailed, emailed, or posted on the PUC Interchange this 15th day of May, 2020 to/for all parties of record.

/s/ Jacob Lawler

Jacob J. Lawler

³ Additionally, the following parties have stated they do not oppose the request: Mitchell and Robin Fortner, and Clyde W. (Bill) and Anna St. Amant. Above-signed counsel is unaware of any party who opposes this request. At least one party noted unavailability on August 21, 2020 due to the Public Utility Law Section meeting.