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1. **Copy** the text below into an email or a Word document.
2. **Personalize it:** Add your name and address at the bottom if you wish.
3. **Subject Line:** BRIEF REGARDING RQ-0634-KP (Nacogdoches County)
4. **Email to:** opinion.committee@oag.texas.gov

OFFICIAL BRIEF TO THE OFFICE OF THE ATTORNEY GENERAL

RE: RQ-0634-KP – County Authority to Impose Moratoria on Industrial Solar and Energy Facilities

FROM: Concerned Resident/Stakeholder of Nacogdoches County, Texas

DATE: March 12, 2026

I. STATEMENT OF INTEREST

Nacogdoches County is currently facing a regulatory vacuum that threatens both our local ecosystem and state security. As massive industrial solar complexes expand across East Texas, our County Commissioners remain hesitant to act without clear guidance from the Attorney General regarding their authority to impose moratoria as requested in **RQ-0634-KP**.

II. NATIONAL SECURITY & LONE STAR INFRASTRUCTURE PROTECTION ACT (LSIPA)

- **CCP Threat & Equipment Discrepancies:** There is a documented discrepancy between equipment lists in Public Utility Commission (PUC) filings and the hardware actually being installed on-site.
- **Skirting Oversight:** By misrepresenting hardware on official documents, developers may be bypassing the **Lone Star Infrastructure Protection Act**, which prohibits contracts with entities tied to the Chinese Communist Party (CCP) that grant access to "critical infrastructure."
- **Grid Vulnerability:** The use of unverified, CCP-aligned components in East Texas solar arrays creates potential backdoors into the ERCOT grid, posing a direct threat to Texas's energy independence and security.

III. DECEPTIVE PRACTICES IN NACOGDOCHES COUNTY

- **Hidden Battery Storage:** Local developers have allegedly claimed "no storage" exists to the County, yet Interconnection Agreements filed with the PUC clearly state the inclusion of **Battery Energy Storage Systems (BESS)**.

- **Lack of Verification Authority:** Without the power to pause projects (Moratorium), the County cannot verify if these undisclosed storage units utilize prohibited foreign technology, such as components currently under state investigation.

IV. ENVIRONMENTAL & SAFETY CONCERNS

- **Floodplain Mismanagement:** Construction is proceeding within **FEMA-designated Zone A Floodplains** with zero regard for downstream landowners or the local watershed.
- **Regulatory Impotence:** Residents have reported these violations to every imaginable state agency, only to be told they "have no authority." This leaves our land, water, and wildlife completely unprotected from billion-dollar private equity funds.

V. CONCLUSION

Counties must be empowered to enact moratoriums to protect their residents from deceptive industrial practices and foreign security threats. We urge the Attorney General to confirm that counties have the authority to pause these projects to ensure full compliance with Texas state law and the protection of the East Texas way of life.

Respectfully Submitted,

[YOUR NAME]

[YOUR ADDRESS/CITY]

Nacogdoches County Resident