



Control Number: 29526



Item Number: 1402

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APPLICATION OF CENTERPOINT §
ENERGY HOUSTON ELECTRIC, LLC, §
RELIANT ENERGY RETAIL SERVICES, §
LLC AND TEXAS GENCO, LP TO §
DETERMINE STRANDED COSTS AND §
OTHER TRUE-UP BALANCES §
PURSUANT TO PURA § 39.262 §

PUBLIC UTILITY COMMISSION
PUBLIC UTILITY COMMISSION
FILING CLERK

OF TEXAS

**THE COALITION OF COMMERCIAL RATEPAYERS
OBJECTIONS TO THE DEPOSITION OF DENNIS GOINS**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGES:

NOW COMES the Coalition of Commercial Ratepayers ("CCR") who files these objections to CenterPoint Energy Houston Electric, LLC's and Texas Genco, LP's Notice of Deposition and Subpoena Duces Tecum to Dennis Goins.

OBJECTIONS

1. Any documents you relied upon to prepare your testimony and exhibits in these proceedings.

Objection

The Coalition of Commercial Ratepayers objects to the above request as overly broad and unduly burdensome in that these requests are not sufficiently limited in scope. For example, Mr. Goins would be required to produce approximately 16 boxes of documents provided to him from CenterPoint. These boxes include CenterPoint's testimony and workpapers, all RFIs, all motions and a list of all privileged documents. All of this information is available to CenterPoint. Mr. Goins also relied on other documents that were filed in this case or in other cases or rulemakings dealing with stranded cost and true-up issues. All of this information already is available to CenterPoint or is on the PUC Interchange. This

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information would be extremely burdensome to produce, particularly for Mr. Goins, who is a solo practitioner and who is from out of town. Therefore, CCR objects to Item No. 1 of the Subpoena Duces Tecum.

8. Unless otherwise specifically and completely covered, mentioned, or included elsewhere in this duces tecum demand, your entire file in the case styled above.

Objection

The Coalition of Commercial Ratepayers objects to the above request as overly broad and unduly burdensome in that this request is not sufficiently limited in scope. Mr. Goins has his entire case file on his hard drive and plans to transfer it to a CD, except for the 16 boxes of documents from CenterPoint. This CD will comprise all relevant information downloaded from the PUC interchange, the information Mr. Goins downloaded from the CenterPoint website, and articles he found through internet searches. The latter constitutes a very small percentage of a massive amount of documents. In essence, Mr. Goins would be required to make hard copies of Applicant's entire filing, and almost all RFIs and responses in this case. This information, except possibly for the articles obtained through an internet search is in Applicant's possession or readily available to it via the PUC interchange. Alternatively, Mr. Goins is willing to provide a copy of his CD to CenterPoint. It would be extremely burdensome for Mr. Goins, who is from out of town and a solo practitioner to produce this information for this deposition. Therefore, CCR objects to Item No. 8 of the Subpoena Duces Tecum.

9. A list of all cases in which you have been retained, deposed, or testified in as an expert.

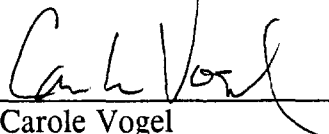
Objection

The Coalition of Commercial Ratepayers objects to providing this list of cases because it would require Mr. Goins to prepare documents not already in existence. Furthermore, it is overly broad because it requires a list of cases in which Mr. Goins has been "retained." Finally, Mr. Goins has already produced a list of cases in which he has testified, which is attached to this testimony filed on June 1, 2004. CCR objects to producing additional lists beyond those already provided to CenterPoint. For these reasons CCR objects to item No. 9 on the Subpoena Duces Tecum.

The Coalition of Commercial Ratepayers also objects to producing any documents that may contain trade secrets or attorney-client communications or attorney work product.

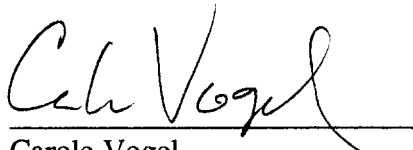
Respectfully submitted,

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By: 
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CERTIFICATE OF SERVICE

I certify that I have served a copy of the foregoing upon all known parties of record by fax and/or first class mail on this the 4th day of June 2004.


Carole Vogel