



Control Number: 42866



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OF

**WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY'S RESPONSES
TO TRAVIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 12'S
THIRD REQUEST FOR INFORMATION**

Respectfully submitted,

GEORGIA N. CRUMP

GEORGIA N. CRUMP
State Bar No. 05185500

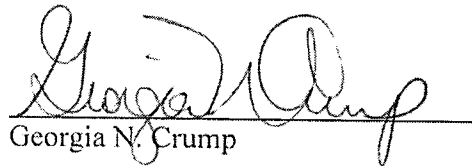
DAVID J. KLEIN
State Bar No. 24041257

CHRISTIE DICKENSON
State Bar No. 24037667

**ATTORNEYS FOR WEST TRAVIS COUNTY
PUBLIC UTILITY AGENCY**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was transmitted by fax, e-mail, hand-delivery and/or regular, first class mail on this 8th day of October, 2014 to the parties of record.


Georgia N. Crump

RFI 3-1: Identify any and all entities that provided assistance to the PUA in obtaining bond financing (for example, but not limited to, Assured Guaranty Municipal) or bond ratings services.

RESPONSE: An objection to this request has been filed.

RFI 3-2: Please refer to the "Acquisition, Water Supply, Wastewater Treatment and Conditional Purchase Agreement" by and among the West Travis County Public Utility Agency, the City of Bee Cave, Hays County, and West Travis County Municipal Utility District No. 5 (the "Acquisition Agreement") to respond to the following requests for information:

- a) Identify any section or requirements of the Acquisition Agreement which were recommended or required by entities which provided assistance to the PUA in obtaining bond financing (for example, but not limited to, Assured Guaranty Municipal) or bond ratings services.
- b) Please explain the purpose of any sections or requirements identified in response to Question 3-2(a) above.
- c) Please explain what role such entities had (if any) in the drafting of the Acquisition Agreement and provide any correspondence between the drafters of the Agreement, signatories to the Agreement, and such organizations.

RESPONSE: An objection to this request has been filed.

RFI 3-3: Please refer to Attachment 1, which is the PUA's "FYE 2013 Budget Planning" spreadsheet, "Schedule 21 Wholesale Customer Count Projection" provided [t]o TCMUD No. 12 by Hays County in response to an earlier discovery request from TCMUD No. 12, Bates Stamped "Hays Co. – 494." Explain why the projected number of Living Unit Equivalents ("LUEs") for TCMUD No. 12 of 127 for FYE 2014 and 167 for FYE 2015 differs from the projected values of 165 and 340 for years 2014 and 2015, respectively, appearing the "FYE2014 Wholesale Customer Minimum Bill Analysis," on page WTCPUA00005545.

RESPONSE: An objection to this request has been filed.

RFI 3-4: Are the rates charged to TCMUD No. 12 reflected in the 2013 rate study (effective 2014) the rates that result from the methodology adopted in 2013 by the PUA?

RESPONSE: Yes, the rates charged to TCMUD No. 12 are reflected in the 2013 rate study (effective 2014). The WTCPUA does not agree with the implication contained in the question that the methodology used in the 2013 rate study was a new methodology.

Prepared by: David J. Klein
Sponsored by: Donald G. Rauschuber

RFI 3-5: Please provide the proposed Engagement Letter to conduct a Cost of Service and Rate Design Study by Water Resources Management identified in the January 24, 2013 Minutes of the PUA Board (page WTCPUA0005159), along with any supporting proposal materials that originated from WRM and any documents by or between the PUA or its participants related to the engagement of Water Resources Management.

RESPONSE: An objection to this request has been filed.

RFI 3-6: Please refer to Attachment 2, which is an email from Nelisa Heddin to several individuals including PUA Manager Don Rauschuber, dated May 10, 201[3] that was provided to TCMUD No. 12 by Hays County in response to an earlier discovery request from TCMUD No. 12, Bates stamped "Hays Co. – 441." As produced by Hays County, that email contains as an attachment a 110 page document titled "05 10 13 DRAFT Rate Study Model – Volumetric Rates.pdf." Page 59 of 110 of that document is "Schedule 26 – 2014 System-Wide Cost Allocation" which is Bates stamped "Hays Co. – 500." A copy of that page is included in Attachment 2.

- a) Admit or deny that page 59 is indeed a page from the document titled "05 10 13 DRAFT Rate Study Model – Volumetric Rates.pdf" attached to Nelisa Heddin's email dated May 10, 201[3].
- b) If the PUA contends that page 59 is not a page from the document titled "05 10 13 DRAFT Rate Study Model – Volumetric Rates.pdf" attached to Nelisa Heddin's email dated May 10, 201[3], please provide a copy of that email attachment or if previously provided [by] the PUA, identify the Bates page range where the document may be found.
- c) If the PUA contends that page 59 is not a page from the document titled "05 10 13 DRAFT Rate Study Model – Volumetric Rates.pdf" attached to Nelisa Heddin's email dated May 10, 201[3], please identify the document from which this page is taken and provide a true and correct copy of that document.
- d) Please refer to Schedule 26, which is on page 59 of 110 provided as part of Attachment 2 and provide any documents supporting the 9% allocated water loss for TCMUD No. 12 as shown in Schedule 26.

RESPONSE: (a) Admit.
(b) Not applicable.
(c) Not applicable.
(d) An objection to this request has been filed.

Prepared by: David J. Klein
Sponsored by: Donald G. Rauschuber

RFI 3-7: What is the PUA's assumed raw water loss percentage allocated to TCMUD No. 12 for water transported between the LCRA intake point and the water treatment plant? Please provide any documents supporting that raw water loss assumption. If the assumed percentage for raw water loss has changed or was different at certain times, please identify each assumed raw water loss percentage and the dates during which that assumed percentage was used.

RESPONSE: An objection to this request has been filed.

RFI 3-8: What is the PUA's assumed treated water loss percentage allocated to TCMUD No. 12 for water transported between the water treatment plant and TCMUD No. 12's delivery point? Please provide any documents supporting that treated water loss assumption. If the assumed percentage for treated water loss has changed or was different at certain times, please identify each assumed treated water loss percentage and the dates during which that assumed percentage was used.

RESPONSE: An objection to this request has been filed.

RFI 3-9: Please see Attachment 3, which is Page 9 from a May 30, 2014 invoice from Lloyd Gosselink Rochelle & Townsend, P.C., provided by Hays County in response to an earlier discovery request from TCMUD No. 12 and Bates stamped "Hays Co. – 1979." Please provide the "spreadsheet of wholesale customer contracts" identified in that invoice. If this spreadsheet has previously been produced by a party to this proceeding, please identify the relevant discovery response and pages.

RESPONSE: An objection to this request has been filed.

RFI 3-10: Please see Attachment 4, which is a May 29, 2014 invoice from Nelisa Heddin Consulting provided by Hays County in response to an earlier discovery request from TCMUD No. 12, and Bates stamped "Hays Co. – 2015." Please provide materials prepared to "determine projected revenue shortfall," as identified in the invoice. If this invoice has previously been produced by a party to this proceeding, please identify the relevant discovery response and pages.

RESPONSE: An objection to this request has been filed.

RFI 3-11: Please provide any studies or documents which sought to estimate the market value of the system which the PUA acquired from the LCRA prior to the PUA's acquisition.

RESPONSE: An objection to this request has been filed.