



Control Number: 42866



Item Number: 73

Addendum StartPage: 0

**SOAH DOCKET NO. 473-14-5144
PUC DOCKET NO. 42866**

RECEIVED
2014 NOV -5 AM 10:55
PUBLIC UTILITY COMMISSION
FILING CLERK

PETITION OF TRAVIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 12 APPEALING CHANGE OF WHOLESALE WATER RATES IMPLEMENTED BY WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY; CITY OF BEE CAVE, TEXAS; HAYS COUNTY, TEXAS; AND WEST TRAVIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 5	§ § § § § § § § § §	BEFORE THE STATE OFFICE OF OF ADMINISTRATIVE HEARINGS
--	--	--

**SOAH ORDER NO. 9
RULING ON MOTIONS TO DETERMINE SUFFICIENCY AND COMPEL**

On October 10, 2014, West Travis County Public Utility Agency (PUA) filed a motion to determine the sufficiency of responses by Travis County Municipal Utility District No. 12 (District 12) to some of the PUA's requests for admission (RFAs). On November 3, 2014, District 12 filed a response to the PUA's motion. The Administrative Law Judge (ALJ) rules as follows:

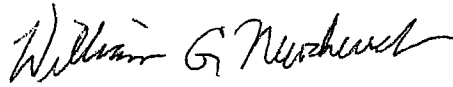
RFA	RULING
1-1	Response is insufficient. RFA is deemed admitted.
1-2	Response is insufficient. RFA is deemed admitted.
1-3	Response is insufficient. RFA is deemed admitted.
1-4	Response is insufficient. RFA is deemed admitted.
1-17	Response is sufficient.
1-46	Response is insufficient. RFA is deemed admitted.
1-64	Response is insufficient. RFA is deemed admitted.
1-65	Response is insufficient. RFA is deemed admitted.

On October 24, 2014, District 12 filed a motion to compel the PUA to respond to District 12's request for information (RFI) 4-4(d). On October 31, 2014, the PUA filed a response to the motion. The motion to compel is denied. RFI 4-4(d) is duplicative to the extent it seeks documents that are also responsive to RFIs 1-13 or 4-4(a) or (b). To the extent RFI 4-4(d) seeks additional documents, such as drafts, it seeks information that is not relevant

73

and not reasonably calculated to lead to relevant evidence. The ALJ need not reach the privilege objections.

SIGNED November 4, 2014.

A handwritten signature in cursive script, reading "William G. Newchurch".

**WILLIAM G. NEWCHURCH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS**