



Control Number: 42866



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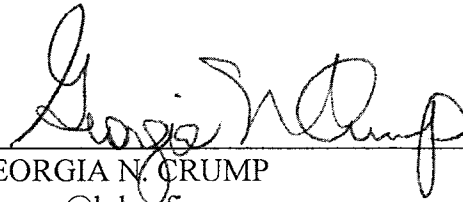
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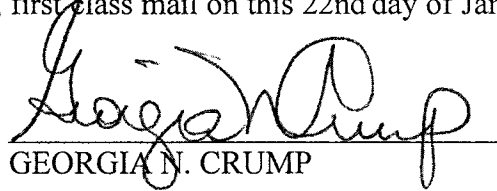


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**ATTORNEYS FOR WEST TRAVIS COUNTY
PUBLIC UTILITY AGENCY**

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 22nd day of January, 2015, to the parties of record.



GEORGIA N. CRUMP

ATTACHMENT NO. 1

The following paragraphs include instructions and definitions that apply to the requests for admission that are contained in this discovery request. Unless otherwise clearly indicated within the context of a specific request herein, the definition of each term provided below applies whether the term is used or defined in the singular or plural.

You are directed to answer the following written questions fully and in writing, based on all information reasonably available to you or your attorney at the time your response is made.

You are under a continuing duty to supplement your responses to these RFAs if you discover that they were incomplete or incorrect when made, or if you discover that they are no longer complete and correct. Supplementation must be made reasonably promptly after you discover the need for supplementation.

DEFINITIONS

1. **“You”, “you”, “Your” and/or “your”** refers to the Travis County Municipal Utility District No. 12, named as a Party to SOAH Docket No. 582-14-3382 by the presiding Administrative Law Judge’s Order No. 1, currently styled as SOAH Docket No. 473-14-5144; PUC Docket No. 42866.
2. **“West Travis County Public Utility Agency” or “WTCPUA”** refers to its officers, employees, agents, representatives, attorneys, and all other natural persons, businesses or legal entities, presently or formerly, acting in concert with, under the direct or indirect control of, or on behalf of the WTCPUA.
3. **“Travis County Municipal Utility District No. 12” or “TCMUD 12”** refers to its officers, employees, agents, representatives, attorneys, and all other natural persons, businesses or legal entities, presently or formerly, acting in concert with, under the direct or indirect control of, or on behalf of Travis County Municipal Utility District No. 12.
4. The term **“Commission”** refers to the Public Utility Commission, an administrative agency of the State of Texas, and its Staff, Commissioners, any other natural person employed by and working for such agency.
5. The term **“Staff”** as used herein refers to the natural persons employed by and working for the Public Utility Commission in any capacity.
6. **“Document” and “documents”** are used herein in their broadcast sense as set forth in Tex. R. Civ. P. 192.3(b), and specifically include electronic information or magnetic data as described in Rule 196.4. These words mean and include all written, printed, typed, recorded, or graphic matter of every kind and description, both original and copies, and all attachments and appendices. Without limiting the foregoing, the terms “Document” and “Documents” shall include all agreements, contracts, Communications, correspondence, letters, opinion letters, telegrams, telexes, telefaxes, messages, memoranda, records, reports, books,

summaries or other records of telephone conversations or interviews, summaries or other records of personal conversations or interviews, minutes, summaries, or other records of meetings and conferences, statements obtained from witnesses, summaries or other records of negotiations, other summaries, diaries, diary entries, calendars, appointment books, time records, instructions, work assignments, forecasts, progress reports, statistical data, statistical statements, financial statements, work sheets, work papers, drafts, graphs, charts, tables, accounts, analytical records, consultants' and experts' reports, appraisals, bulletins, notes, notices, marginal notations, notebooks, telephone records, bills, statements, records of obligation and expenditure, invoices, lists, journals, printouts, compilations, tabulations, analyses, studies, surveys, expense reports, microfilm, microfiche, tape or disc recordings, sound recordings, video recordings, film, tape, photographs, programs and data compilations from which information can be obtained (including matter used in data processing), and other printed, written, handwritten, typewritten, recorded, stenographic, computer-generated, computer stored, magnetically-stored, optically-stored, or electronically stored matter and Electronic Information, however produced, prepared, reproduced, disseminated, made or stored in any data source. The words "Document" and "Documents" also include all copies of documents by whatever means made, except that where a document is produced, identical copies of it that do not contain any markings, additions, or deletions that are different from the original do not have to be separately produced.

7. The term "**communication**" includes, without limitation of its generality, statements, discussions, conversations, speeches, meetings, remarks, questions, answers, panel discussions and symposia, whether written or oral. The term includes, without limitation of its generality, both communications and statements which are face-to-face and those which are transmitted by any media such as intercoms, telephones, television, radio, or computer including electronic information.
8. The term "**electronic information**" includes, without limitation, the following: databases, data files, program files (e.g. .DOC, .DOCX, .TXT, .XLS, .WPD files), image files (e.g. .JPEG, .TIFF, .PDF files), email messages and files, voice mail messages and files, instant messaging messages, text messages, temporary files, system-history files, deleted files or emails, back up files and archival files, website files, website information stored in textual, graphical or audio format, cache files, and cookies.
9. The term "**data sources**" includes, without limitation, mainframe computers, network servers, internet ("web") servers, computers (including desktop, laptop and handheld computers), hard drives (including portable or temporary hard drives), flash drives (including thumb drives, secure digital cards or other flash memory devices), email servers, handheld devices like personal digital assistants and cell phones or smart phones (e.g. iPhones, BlackBerrys).
10. The terms "**relate**" or "**relating**" or "**regarding**" to any given subject, when used to specify a document, communication, statement, or correspondence mean any document, communication, statement or correspondence that constitutes, contains, evidences, embodies, reflects, identifies, states, discusses, refers to, deals with, or is in any manner whatsoever pertinent to that subject.

11. The term **“identify,” when used in reference to a natural person** means to provide his or her (1) full name and (2) present or last known position or business affiliation, job title, employment address, and telephone number (designating which).
12. The term **“identify” and “describe,” when used in reference to facts, an event, or an allegation**, means to include: (a) a detailed description of the facts, events, or allegation at issue; (b) the date or dates on which the facts or event occurred, or the time period involved in the events giving rise or relating to the allegation; (c) the name, address, telephone number, and affiliation of all persons involved in the facts, event, or allegation; and (d) the date, author, addressee or recipient, and type of document of any document relating to or concerning the event or allegation.

**WEST TRAVIS COUNTY PUBLIC UTILITY AGENCY'S
SECOND REQUESTS FOR ADMISSION TO
TRAVIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 12**

By providing responses to these requests for admission below, you acknowledge that you have read and are familiar with the instructions and definitions included above.

- RFA 2-1:** Admit or deny that WTCPUA's monthly minimum and volumetric rates charged to TCMUD 12, effective January 1, 2014, are lower than WTCPUA's monthly minimum and volumetric rates charged to TCMUD 12, effective January 1, 2013.
- RFA 2-2:** Admit or deny that under the Water Services Contract with the LCRA, the TCMUD 12 paid a minimum monthly charge and a volume rate.
- RFA 2-3:** Admit or deny that the WTCPUA's rates effective January 1, 2013, included a minimum monthly charge and a volume rate.
- RFA 2-4:** Admit or deny that the WTCPUA's rates effective January 1, 2014, included a minimum monthly charge and a volume rate.