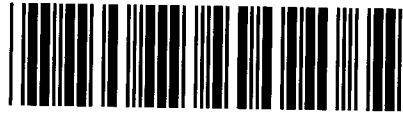




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SOAH DOCKET NO. 473-14-5138  
PUC DOCKET NO. 42857

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PUBLIC UTILITY DISTRICTS  
FILING CLERK

PETITION OF NORTH AUSTIN § BEFORE THE STATE OFFICE  
UTILITY DISTRICT NO. 1, §  
NORTHTOWN MUNICIPAL UTILITY §  
DISTRICT, TRAVIS COUNTY WATER §  
CONTROL AND IMPROVEMENT §  
DISTRICT NO. 10 AND WELLS § OF  
BRANCH MUNICIPAL UTILITY §  
DISTRICT, FROM THE RATEMAKING §  
ACTIONS OF THE CITY OF AUSTIN §  
AND REQUEST FOR INTERIM RATES §  
IN WILLIAMSON AND TRAVIS §  
COUNTIES § ADMINISTRATIVE HEARINGS

SOAH DOCKET NO. 473-14-5138  
PUC DOCKET NO. 42867

PETITION OF NORTH AUSTIN § BEFORE THE STATE OFFICE  
MUNICIPAL UTILITY DISTRICT NO. §  
1, NORTHTOWN MUNICIPAL §  
UTILITY DISTRICT, AND WELLS §  
BRANCH MUNICIPAL UTILITY §  
DISTRICT FROM THE RATEMAKING § OF  
ACTIONS OF THE CITY OF AUSTIN §  
AND REQUEST FOR INTERIM RATES §  
IN WILLIAMSON AND TRAVIS §  
COUNTIES § ADMINISTRATIVE HEARINGS

NOTICE OF ORAL DEPOSITION OF DAVID MALISH

TO: North Austin Utility District No. 1, Northown Municipal Utility District, Wells Branch Municipal Utility District, and Travis County Water Control and Improvement District No. 10, care of Randall B. Wilburn, Attorney at Law, 3000 South I.H. 35, Suite 150, Austin, Texas 78704, Phone 512-535-1661, Fax 512-535-1678; and

North Austin Utility District No. 1, Northown Municipal Utility District, Wells Branch Municipal Utility District, and Travis County Water Control and Improvement District No. 10, care of John Carlton, The Carlton Law Firm, P.L.L.C., 2705 Bee Cave Road, Suite 200, Austin, Texas 78746, Phone 512-614-0901, Fax 512-900-2855

PLEASE TAKE NOTICE THAT under Texas Rule of Civil Procedure 199.2, Respondent, City of Austin ("the City" or "Austin"), through their attorneys of record Gwendolyn Hill Webb and Stephen P. Webb, will take the oral deposition of David Malish, with stenographic recording conducted by a Certified Court Reporter, Alamo City Reporting.

The deposition of David Malish will be conducted on Thursday, December 11, 2014 at 1:00 p.m., and continue from day to day until the deposition is completed. Please be advised that the deposition testimony of David Malish may be used as evidence at the trial in this case.

The deposition will be taken at the office of attorney John Carlton, The Carlton Law Firm, P.L.L.C., 2705 Bee Cave Road, Suite 200, Austin, Texas 78746.

Respectfully submitted,

**KAREN KENNARD,**  
City Attorney

**D. CLARK CORNWELL**  
Assistant City Attorney

**WEBB & WEBB**  
712 Southwest Tower  
211 East Seventh Street  
Austin, Texas 78767  
Tel: (512) 472-9990  
Fax: (512) 472-3183  
ATTORNEYS FOR CITY OF AUSTIN

By:



Stephen P. Webb  
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[s.p.webb@webbwebblaw.com](mailto:s.p.webb@webbwebblaw.com)

Gwendolyn Hill Webb  
State Bar No. 21026300  
[g.hill.webb@webbwebblaw.com](mailto:g.hill.webb@webbwebblaw.com)

## CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been served via hand delivery, facsimile, electronic mail, overnight mail, US mail and/or Certified Mail Return Receipt Requested on all parties whose names appear on the mailing list below on this 21<sup>st</sup> day of November, 2014.

FOR THE PUBLIC UTILITY COMMISSION:

1701 N. Congress Avenue, 7<sup>th</sup> Floor  
PO Box 13326  
Austin, Texas 78711-3326  
Via Electronic Upload and Hand Delivery

FOR THE ADMINISTRATIVE LAW JUDGES:

Honorable Pratibha J. Shenoy  
Administrative Law Judge

Honorable Beth Bierman  
Administrative Law Judge

State Office of Administrative Hearings  
300 W. 15<sup>th</sup> Street, Suite 504  
Austin, Texas 78701  
Phone: 512-475-4993  
Fax: 512-322-2061  
Via Electronic Upload

FOR THE SOAH DOCKET CLERK:

Ms. Monica Luna, Docketing Clerk  
State Office of Administrative Hearings  
300 W. 15<sup>th</sup> Street, Suite 504  
Austin, Texas 78701  
Phone: 512-475-4993  
Fax: 512-322-2061  
Via Electronic Upload

FOR PETITIONERS:

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[rbw@randallwilburnlaw.com](mailto:rbw@randallwilburnlaw.com)

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Phone: 512-614-0901  
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FOR THE PUC STAFF:

Mr. Hollis Henley, Attorney-Legal Division  
Public Utility Commission of Texas  
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Phone: 512-936-7230  
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[Hollis.henley@puc.texas.gov](mailto:Hollis.henley@puc.texas.gov)

  
STEPHEN P. WEBB