

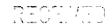
Control Number: 42867



Item Number: 94

Addendum StartPage: 0

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



	_	BEFORE THE STATE OFFICE
PETITION OF NORTH AUSTIN	§	
UTILITY DISTRICT NO. 1,	§	ρυμ'ο UTIL n Y σ 1.c.δ.C Filmig Clerk
NORTHTOWN MUNICIPAL UTILITY	§	LIEWG OFFINE
DISTRICT, TRAVIS COUNTY WATER	§	
CONTROL AND IMPROVEMENT	§	0.77
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

# CITY OF AUSTIN'S NINTH SUPPLEMENTAL RESPONSE TO PETITIONERS' THIRD REQUEST FOR PRODUCTION OF DOCUMENTS

TO: Wells Branch MUD, Travis County WCID No. 10, Northtown MUD, and North Austin Utility District No. 1, through its attorneys of record, Randall Wilburn, Attorney at Law, 3000 South IH 35, Suite 150, Austin, Texas 78704; and John J. Carlton, The Carlton Law Firm, PLLC, 2705 Bee Cave Road, Suite 200, Austin, Texas 78746.

COMES NOW, the City of Austin, (herein sometimes referred to as "City," "Austin" or "Respondent"), in the above styled and docketed consolidated wholesale water and wholesale wastewater rate appeal proceeding and serves this, the City of Austin's Ninth Supplemental

Response to Petitioners' Third Request for Production of Documents in response to Petitioners' Third Request for Production of Documents, on all parties to this Proceeding.

## I. RESPONSES TO REQUESTS FOR PRODUCTION SUBJECT TO RIGHT TO AMEND OR SUPPLEMENT

Each of these responses is submitted pursuant to applicable law and rules. Additionally, Austin reserves the right to amend or supplement this response in accordance with applicable rules.

## II. RESPONSES TO REQUESTS FOR PRODUCTION

<u>REQEUST FOR PRODUCTION NO. 3-66.</u> Provide all source documentation on any rate case expenses related to this docket for which the City is requesting any cost recovery (during or subsequent to this docket) from Petitioners.

SUPPLEMENTAL RESPONSE: See the attached invoices from Webb & Webb, Attorneys at Law, Austin RPD Resp. 8077-8276.

Respectfully submitted,

KAREN KENNARD, City Attorney

D. CLARK CORNWELL Assistant City Attorney

WEBB & WEBB

Fax:

712 Southwest Tower 211 East Seventh Street Austin, Texas 78767

Tel: (512) 472-9990

By:

State Bar No. 21033800

Gwendolyn Hill Webb State Bar No. 21026300

ATTORNEYS FOR CITY OF AUSTIN

#### **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 day of hour control of the contr

FOR THE PUBLIC UTILITY COMMISSION:

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

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:

Mr. Randall B. Wilburn, Attorney at Law 3000 South IH 35, Suite 150 Austin, Texas 78704

Phone: 512-535-1661 Fax: 512-535-1678

rbw@randallwilburnlaw.com

Mr. John Carlton, Attorney at Law The Carlton Law Firm, PLLC 2705 Bee Cave Road, Suite 200 Austin, Texas 78746 Phone: 512-614-0901 Fax: 512-900-2855

FOR THE PUC STAFF:

Mr. Hollis Henley, Attorney-Legal Division

Public Utility Commission of Texas

1701 N. Congress Avenue

john@carltonlawaustin.com

PO Box 13326

Austin, Texas 78711-3326 Phone: 512-936-7230

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Hollis.henley@puc.texas.gov

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Federal Tax ID No. 74-2592467

Ms. Teresa Medina
City of Austin, Law Department
City Hall
301 W. 2<sup>nd</sup> Street
PO Box 1088
Austin, Texas 78767-1088

RE: SOAH Docket No. 582-13-4617 and TCEQ Docket No. 2013-0865-UCR

Appeal filed by North Austin Utility District No. 1, Northtown Municipal Utility District, Travis County Water Control and Improvement District No. 10 and Wells Branch Municipal Utility District ("Petitioners"), from the Ratemaking Actions of the City of Austin ("City") and Request for Interim Rates in Williamson and Travis Counties; Application No. 37584-M

SUBJECT: May and June Legal Services

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
5/14	Review and respond to correspondence with regarding entering an Appearance and initial meeting for review of Petition and issues.				0.70	210.00
5/14	Review and respond to correspondence with regarding Appearance for City of Austin to be filed with TCEQ for correspondence purposes and referral to SOAH; review draft correspondence.				1.30	390.00
5/14	Prepare for meeting regarding Petition review and issues.				0.10	30.00
5/14	Review and respond to correspondence with regarding appearance letter to				0.30	90.00
5/14	Review and respond to correspondence with regarding administrative mailings.	·			0.60	180.00
5/14	Review correspondence from to regarding representation for CoA and AWU.				0.10	30.00
5/14	Review correspondence from Ada Lichaa, Manager, to John Carlton regarding referral to SOAH and future RFI.				0.10	30.00
5/15	Review and respond to correspondence with	i l			0.20	60.00

ate	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
5/15	Review Memorandum from regarding general overview of rate challenge.				0.10	30.00
5/17	Review and respond to correspondence with regarding proposed budget and council meeting.				0.20	60.00
5/20	Review and respond to correspondence with regarding referral letter from TCEQ.				0.20	60.00
5/21	Review and respond to correspondence with regarding meeting and review of Petition.				0.40	120.00
5/21	Review correspondence from regarding process, risks and implications of rate challenge.				0.20	60.00
5/22	Prepare correspondence to regarding preliminary hearing, schedule, Rate Filing Package and discovery.				0.20	60.00
5/22	Prepare for and attend office meeting with regarding Petition and legal issues.				1.00	300.00
5/22	Review correspondence between CoA staff regarding summary and expectations of rate challenge.				0.30	90.00
5/22	Prepare correspondence to Sharon Smith regarding Petition and legal references, memorandum of procedures and legal issues and CoA staff meeting; review correspondence between CoA staff regarding revenue.	:			0.40	120.00
5/22	Prepare correspondence to regarding Petition and legal references; prepare working copy of Petition.	0.50 (JAS)				60.00
5/23	Prepare correspondence to regarding vacation letter for TCEQ file and contact information.	a i			0.20	60.00
5/23	Draft Memorandum and review file.				1.00	300.00
5/24	Review and respond to correspondence with and regarding meeting schedule to discuss and develop position; prepare invite.	<b>3</b>	0.90			135.00
5/24	Review and respond to correspondence with regarding location are reservation.		0.20			30.00

te	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
5/24	Review correspondence from Randall Wilburn regarding appearance and vacation notice.				0.10	30.00
5/28	Prepare correspondence to regarding combined vacation letter for filing.				0.10	30.00
5/29	Review and respond to correspondence with regarding vacation letter.				0.30	90.00
5/29	Prepare correspondence to regarding copy on pleadings and correspondence for TCEQ legal division.				0.10	30.00
5/30	Review and respond to correspondence with regarding vacation letter for filing and revisions.				0.80	240.00
5/30	Review correspondence from to TCEQ regarding vacation.				0.10	30.00
6/1	Review and respond to correspondence with regarding City Manager's calendar and meeting schedule.				0.40	120.00
6/3	Review correspondence from regarding meeting; telephone call from regarding reschedule meeting.	0.10 (KAH)			0.10	42.00
6/4	Review correspondence from regarding high levels of ammonia and sulfate discharges to Petitioners.				0.20	60,00
6/4	Review and respond to correspondence with				0.40	120.00
6/4	Review and respond to correspondence with regarding response to request for information and documentation back-up.	1			0.40	120.00
6/6	Prepare correspondence to regarding Council meeting, water rights and consent agreements and meeting; telephone call with	i 1			0.40	120.00
6/6	Review Request for Information Response prepared by COA; prepare binder.	s 2.00 (KAH)	2.00			540.00
6/7	Review correspondence between and regarding memorandum an law suit materials.	d	,		0.20	' 60.00
6/7	Review materials previously disclosed by AW staff to appellants.	ប			2.00 (SPW)	600.0
6/7	Review correspondence from regarding agreements.	R			0.10	30.0

ate	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
6/7	Review Notice of Hearing.				0.20	60.00
6/9	Prepare correspondence to regarding cost of service analysis and free exchange of information.				0,20	60.00
6/10	Review and respond to correspondence with regarding materials and meeting.				0.20	60.00
6/10	Review and respond to correspondence with CoA regarding schedules.				0.60	180.00
6/10	Review and respond to correspondence with regarding strategy meeting and litigation preparation.		·		0.40	120.00
6/10	Review file and work regarding rate case.				0.60	180.00
6/11	Review correspondence from requesting Webb & Webb file a Notice of Representation and continuance of preliminary hearing.	1			0.20	60.00
6/11	Review and respond to correspondence with regarding motion for continuance.				0.20	60.00
6/11	Prepare correspondence to regarding signature block and CoA Law Department.				0.10	30.00
6/11	Prepare correspondence to regarding response documentation.				0.10	30.00
6/11	Review and respond to correspondence with regarding agreed continuance and schedule.				0.40	120.00
6/11	Telephone calls with TCEQ Chief Clerk, TCEQ Staff Attorney Ron Olson, Petitioner's Attorney Randy Wilburn and SOAH Docket Clerk.	7			0.80	240.00
6/11	Prepare update to				0.30	90.00
6/11	Prepare for and attend rate case meeting.			2.00	2.50	1,250.00
6/11	Provide Technical Advisory Support and review of Petition and documentation.	đ		1.00		250.00
6/11	Prepare and file Notice of Appearance of Counsel for City of Austin and Agreed Motio for Continuance with the SOAH Docket Clerk	n	0.50		2.30	765.00
6/12	Review and respond to correspondence with regarding consent agreement and amendments regarding Petitioners.	h ts			0.30	90.00

ate	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
6/12	Review and respond to correspondence with regarding wholesale meeting and request for agreements.				0.30	90.00
6/12	Review and respond to correspondence with regarding Notice of Appearance.		0.20			30.00
6/12	Telephone call with				0.40	120.00
6/12	Prepare correspondence to regarding contract and attachments.				0.10	30.00
6/13	Review correspondence from regarding outside counsel.				0.10	30.00
6/13	Review and respond to correspondence with regarding scope of services and contract conditions.				0.20	60.00
6/13	Review and respond to correspondence with regarding contracts and amendments.				0.20	60.00
6/13	Review correspondence from regarding calendar and vacation.				0.10	30.00
6/14	Review and respond to correspondence with regarding flash drive and contact information.				0.50	150.00
6/17	Review Order No. 1 Granting Motion to Continue Preliminary Hearing.				0.20	60.00
6/18	Review correspondence and between and and regarding COS model for FY2013; review model.				0.50	150.00
6/19	Review and respond to correspondence with regarding scope of services compared with case strategies.				0.60	180.00
6/19	Review and respond to correspondence with regarding Scheduling Order and Preliminary Hearing.		0.10		0.10	45.00
6/19	Review and respond to correspondence with regarding meeting with Petitioner's counsel.	1			0.30	90.00
6/20	Review correspondence from regarding water rights dispute from the right water rights dispute from the right water rights dispute from the right water rig				0.60	180.00

INVOICE FOR LEGAL SERVICES MAY AND JUNE, 2013

1

Pate	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
6/20	Prepare correspondence to regarding conference call.				0.10	30.00
6/20	Review correspondence from the and regarding Preliminary Hearing.				0.20	60.00
6/20	Prepare for and attend conference call with regarding case strategy.				0.50	150.00
6/20	Review correspondence from regarding City meeting and schedule.		0.10	,	,	15.00
6/20	Prepare correspondence to regarding Administrative Law Section Legislative Update.		0.10			15.00
6/20	Review and respond to correspondence with regarding meeting schedules.				0.40	120.00
6/20	Review and respond to correspondence with regarding sub-agreement.				0.20	60.00
6/20	Prepare for and attend meeting with at COA office.				0.50	150.00
6/21	Review correspondence from regarding meeting with Petitioner's counsel.				0.10	30.00
6/23	Prepare newsletter update to participants.				0.70	210.00
6/24	Prepare correspondence to COA regarding weekly updates and meetings concerning team communications, pending matters, conference call and scheduled meetings.	. 1			0.50	
6/24	Review correspondence with regarding conference call and staff meeting.		0.20	0.40		150.00
6/24	Telephone call with Randy Wilburn; review and respond to correspondence with Randy Wilburn regarding meeting and contact information.				0.40	120.00
6/24	Prepare Outlook Invites to participants for meeting with Petitioner's counsel; telephone call to conference Room.	3	0.20			30.00
6/25	Prepare correspondence to regarding conference room reservation.	3	0.10			15.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
6/28	Prepare and participate in meeting with COA staff.				3.00	900.00
6/28	Review and respond to correspondence with regarding conference call information.		,		0.20	60.00
6/28	Review and respond to correspondence with regarding meeting to update participating attorneys.		1		0.20	60.00
6/28	Prepare for and participate in meeting with Petitioner's Attorneys.				3.00 (SPW 1.50) (GHW 1.50)	900.00
6/28	Review and research MUD agreements.				0.30	90.00
6/29	Research on Public Interest in Water Contracts.		·		1.80	540.00
6/30	Prepare correspondence to COA and memorandum for participants regarding summary of meeting subjects and proposed schedule.				0.30	90.00
	Total Billable Hours	2.60	4.60	3,00	39.70	
	Total	\$312.00	\$690.00	\$750.00	\$11,910.00	\$13,662.00

Recap of Billable Expenses for May and June, 2013

Copy charges (0.10 x 2,511)	\$	251.10
Postage charges	\$	0.00
Facsimile Charges (0.10 x 28)	\$	2.80
Total for Billable Expenses	.\$	253.90

N	412.015.00
Total Amount Due for May and June, 2013	\$13,915.90
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**Contract Summary** 

Amount of Contract	Amount of This Invoice	Total Amount of Invoices Presented Under This Contract	Amount Remaining Under This Contract \$ - %
\$497,000.00	\$13,915.90	\$13,915.90	\$483,084.10 - 97.2%

Time Keeper Summary

Name and /Initials	Position Hours	<u>Amount</u>	
Gwendolyn Hill Webb/GHW	Attorney/Partner	36.20	\$10,860.00
Stephen P. Webb/SPW	Attorney/Partner	3.50	\$1,050.00
Tony Bagwell/TB	Special Utility Assistant	3.00	\$750.00
Casey Powell/CLP	Paralegal	4.60	\$690.00
Kayla Hemingway/KAH	Assistant	2.10	\$252.00
Jessica Segura/JAS	Assistant	0.50	\$60.00

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Federal Tax ID No. 74-2592467

Ms. Teresa Medina
City of Austin, Law Department
City Hall
301 W. 2<sup>nd</sup> Street
PO Box 1088
Austin, Texas 78767-1088

RE: SOAH Docket No. 582-13-4617 and TCEQ Docket No. 2013-0865-UCR

Appeal filed by North Austin Utility District No. 1, Northtown Municipal Utility District, Travis County Water Control and Improvement District No. 10 and Wells Branch Municipal Utility District ("Petitioners"), from the Ratemaking Actions of the City of Austin ("City") and Request for Interim Rates in Williamson and Travis Counties; Application No. 37584-M

SUBJECT: July, 2013 Legal Services

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorn <b>e</b> y Time	Total
7/1	Prepare for and attend conference call regarding case strategy and substantive rate issues.				1.80 (GHW 1.10) (SPW 0.70)	540.00
7/2	Prepare correspondence to telephone call with regarding status; review and respond to correspondence with regarding budget months for City.  Office conference regarding Preliminary Hearing.  Review and respond to correspondence with Austin Staff regarding proposed schedule and meetings.  Telephone call with regarding regarding				1.60 (GHW 1.10) (SPW 0.50)	480.00
7/3	Review correspondence from regarding meeting location; prepare for and attend Prehearing discussion meeting.  Draft City of Austin Proposed Schedule; review		-		1.70	510.00
	and respond to correspondence with Austin Staff regarding schedule, budgeting and bifurcated hearing.					

ate	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
7/6	Review and respond to correspondence with regarding Order and allocating costs by water volume; review Order Regarding Appeal of the Retail Water and Wastewater Rates of LCRA.				0.90	270.00
7/8	Review correspondence from Randall Wilburn regarding Districts' issues.  Prepare correspondence to Austin Staff regarding schedules; revise proposed schedule; review and respond to correspondence with from Petitioners' counsel.  Review and respond to correspondence with regarding Commission Orders and appeals; review two Orders.  Prepare correspondence to regarding Certificate of Insurance.		0.10		1.70	525.00
7/9	Review and respond to correspondence with regarding calendar.  Review correspondence from regarding updated proposed schedule and testimony.		0.20		0.30	120.00
7/10	Review correspondence between and regarding		0.20			30.00
7/14	Review and respond to correspondence with regarding meeting cancellation.				0.30	90.00
7/16	Review and respond to correspondence with Austin Staff regarding comments on proposed schedule.  Research and draft public interest brief.				2.80 (GHW 0.50) (SPW 2.30)	840.00
7/19	Prepare for and attend weekly meeting with Austin Staff regarding updates.			1.00	2.00 (GHW 1.00) (SPW 1.00)	850.00
7/22	Review and respond to correspondence with regarding reoccuring meeting invite.  Research and revise public interest brief.		0.30		1.50 (SPW 1.50)	495.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total <sub>.</sub>
7/23	Research and revise public interest brief.			1.00	4.00	1,450.00
	Telephone calls with regarding technical review and retail rates.		•		(GHW 0.50) (SPW 3.50)	
7/24	Telephone call with Petitioners' counsel.				0.50	150.00
7/25	Telephone call with regarding issues.				1.20	360.00
	Review and respond to correspondence with Randall Wilburn regarding proposed schedule and resolution discussions.					
7/26	Prepare for and attend weekly meeting with Austin Staff regarding updates.			1.00	2.30 (GHW 0.80) (SPW 1.50)	940.00
7/27	Review and respond to correspondence with Randall Wilburn regarding schedule.  Preliminary technical review of Plaintiffs' issues; review Wholesale Rate Complaint; review materials provided to Plaintiffs; review water conservation programs of Plaintiffs from website; obtain retail rates for two Plaintiffs.			3.00	0.20	810.00
7/29	Prepare for and attend meeting with regarding update of rate case.  Prepare correspondence to Austin Staff regarding Preliminary Hearing and meeting review and respond to correspondence with Austin Staff regarding participation at hearing Prepare correspondence to regarding AWU budget presentation.	; i	0.10		1.20	375.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
7/30	Review and respond to correspondence with Randall Wilburn regarding resolution schedule and city budget process.  Review and respond to correspondence with regarding hearing; review and respond to correspondence with regarding hearing; review briefing and motions for Bifurcated Hearing and Interim Rates.  Review correspondence from regarding AWU budget presentation; prepare correspondence to regarding budget presentation and schedule with Petitioners; review correspondence from regarding wholesale budget meeting.  Finalize public interest brief and prepare for hearing.			1.00	5.20	1,810.00
7/31	Prepare for and attend Preliminary Hearing; review Petitioner's Motion to Establish Interim Rates; present and file City of Austin's Motion and Brief in Support of Bifurcated Hearing Considering Public Interest; conference regarding Preliminary Hearing.  Prepare correspondence to telephone call with prepare correspondence from telephone call with prepare correspondence to Austin Staff regarding hearing overview and		0.20	2.00	3.70 (GHW 3.20) (SPW 0.50)	1,640.00
	Total Billable Hours	0.00	1.10	9.00	32.90	
	Total	\$0.00	\$165.00	\$2,250.00	\$9,870.00	\$12,285.00

Recap of Billable Expenses for July, 2013

Copy charges (0.10 x 324)	\$	32.40
Postage charges	\$	0.00
Facsimile Charges (0.10 x 12)	\$	1.20
Conference Call Charges	\$	29.50
Total for Billable Expenses	s	63.10

1	\$12,348.10
Total Amount Due for July, 2013	\$12,548.10

**Contract Summary** 

Amount of Contract	Amount of This Invoice	Total Amount of Invoices Presented Under This Contract	Amount Remaining Under This Contract \$ - %
\$497,000.00	\$12,348.10	\$26,264.00	\$470,736.00 - 94.7%

Time Keeper Summary

Name and /Initials	Position Hours	<u>Amount</u>	
Gwendolyn Hill Webb/GHW	Attorney/Partner	21.40	\$6,420.00
Stephen P. Webb/SPW	Attorney/Partner	11.50	\$3,450.00
Tony Bagwell/TB	Special Utility Assistant	9.00	\$2,250.00
Casey Powell/CLP	II/CLP Paralegal 1		\$165.00
Kayla Hemingway/KAH	Assistant	0.00	\$0.00
Jessica Segura/JAS	Assistant	0.00	\$0.00

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Ms. Teresa Medina City of Austin, Law Department City Hall 301 W. 2<sup>nd</sup> Street PO Box 1088 Austin, Texas 78767-1088

RE: SOAH Docket No. 582-13-4617 and TCEQ Docket No. 2013-0865-UCR

Appeal filed by North Austin Utility District No. 1, Northtown Municipal Utility District, Travis County Water Control and Improvement District No. 10 and Wells Branch Municipal Utility District ("Petitioners"), from the Ratemaking Actions of the City of Austin ("City") and Request for Interim Rates in Williamson and Travis Counties; Application No. 37584-M

SUBJECT: August, 2013 Legal Services

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
8/1	Review and respond to correspondence regarding newspaper article relating to Petition filed.  Review and respond to correspondence regarding schedule conflicts, cancellation and rescheduling of August 9th meeting.  Review and respond to correspondence with regarding documentation for consideration of water cost and service items.  Review and respond to correspondence with regarding contact information and Order No. 2.  Telephone call from regarding.  Review Order No. 2 Memorializing Prehearing Conference and Setting schedule for Briefing on Jurisdictional Matters.				3.30 (GHW 3.10) (SPW 0.20)	990.00
8/1	Prepare and transmit meeting invitation to parties; review responses.		0.30			45.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
8/11	Review and respond to correspondence with regarding strategy for Reply Brief.			·	0.30 (GHW)	90.00
8/12	Review and respond to correspondence with regarding conflict for professional services.  Review and respond to correspondence with regarding meeting and schedule conflicts.				1,60 (GHW 1.00) (SPW 0.60)	480.00
	Review jurisdictional briefs filed by OPIC, ED and Petitioners.					
8/12	Draft and develop matrix of Public Interest and Interim Rate Criteria and various arguments and proofs that could be brought to bear on these issues.			4.00 (TB)		1,000.00
8/13	Review and respond to correspondence regarding meeting with wholesale customers; review AWU Wholesale Customer Briefing Proposed Budget & Service Rates presentation; office conference regarding meeting; telephone call with client regarding meeting; review meeting materials.				6.90 (GHW 2.90) (SPW 4.00)	2,070.00
	Conference call with and and conference call with a second and conference					
	Office conference regarding involvement in					
8/13	Draft and develop and and the brought to bear on these issues.			1.10 (TB)		275.00
8/14	Prepare for and attend	t			2.00 (SPW)	600.00
8/15	Review correspondence between and respondence between Review and respond to correspondence with Judge Shenoy's assistant regarding reschedule PHC.	h			0.80 (GHW)	240.00
	Review and respond to correspondence wit regarding conference caschedule and weekly status meetings.					

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
8/16 ,	Prepare for and attend weekly meeting with Austin Staff.  Telephone call to regarding issues and Petition.  Initial review of First Amended Petition Appealing Water Rates of the City of Austin and Request for Interim Rates.  Review and respond to parties regarding schedule for PHC.				7.70 (GHW 4.50) (SPW 3.20)	2,310.00
8/16	Prepare for and attend weekly coordination meeting at Waller Creek Building.			2.00 (TB)		500.00
8/17	Prepare correspondence regarding Petitioner's amended petition and Chapter 11.				0.20 (GHW)	60.00
8/19	Review and respond to correspondence regarding First Amended Petition and Exhibits for review.		0.40			60.00
8/19	Review and respond to correspondence with regarding TCEQ approval.  Review, respond and telephone calls with parties regarding dates for second PHC; review and respond to correspondence with ALJ's assistant regarding agreed upon dates.				1.90 (GHW)	570.00
8/19	Draft and developed and various arguments and to bear on these issues.	1		3.50 (TB)		875.00
8/20	Review and respond to correspondence regarding Legislative Update; telephone call from Research and draft reply brief.	e il			4.10 (GHW 0.40) (SPW 3.70)	1,230.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
8/21	Review correspondence from regarding amendment; prepare for and attend meeting with Research, review briefs, and draft reply brief; prepare correspondence regarding draft of reply				5.60 (GHW 3.40) (SPW 2.20)	1,680.00
	brief and counter Petitioner's allegations.  Review and respond to correspondence with regarding rate case expectations.					
8/22	Review and respond to correspondence regarding cost of service, legal precedent, existing rates, revenue and economic hardship; research and revise reply brief.				9.70 (GHW 7.20) (SPW 2.50)	2,910.00
	Review and respond to correspondence with regarding initial strategy session, issues and participation.					
8/23	Prepare for and attend weekly coordination meeting at Waller Creek Building.			2.00 (TB)		500.00
8/23	Prepare for and attend weekly meeting with Austin Staff.  Review correspondence from regarding conference.				11.10 (GHW 9.00) (SPW 2.10)	3,330.00
	Review correspondence and narrative from regarding analysis; review correspondence from regarding Petitioner's block rates and fixed charges review comparison of sample residential bills	5				
	Review and respond to correspondence with and wholesale customers.	n P				
	Review and finalize City of Austin's Repl Brief in Support of Jurisdiction Under TWC.	у				
8/23	File and serve City of Austin's Reply Brief of Jurisdictional Issues to parties and clients electronic file on SOAH and TCEQ forum.	n s;	0.80			120.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
8/24	Initial review of Executive Director's Response Brief on Jurisdiction and Petitioner's Reply Brief in Support of Jurisdiction Under Texas Water Code Section 13.044.				2.20 (GHW 1.10) (SPW 1.10)	660.00
8/26	Review and respond to correspondence with regarding status meeting; complete contract review and execution.  Review correspondence between Robert Rowan and regarding comments for analysis; review comments.  Review ED, OPIC and Petitioner's Reply Briefs.				3.00 (GHW 1.80) (SPW 1.20)	900.00
8/26	Draft and develop and various arguments and these issues.		-	1.20 (TB)		300.00
8/27	Review correspondence between and regarding usage of and reduction of bill impact.	1			0.20 (GHW)	60.00
8/28	Review and respond to correspondence with regarding meeting; telephone call with regarding status; telephone call to regarding meeting and schedule.				0.50 (GHW)	150.00
8/29	Review and respond to correspondence with regarding meeting start time and flight schedule; prepare correspondence regarding rate impacts analysis and public interest issues for meeting.	1			0.80 (GHW)	240.00
8/29	Review and respond to correspondence with Austin Staff and regarding technical issues meeting, schedule and duration.  Prepare correspondence to regarding Original Petition and First Amende Petitioner; prepare working copy for	I	1.00			150.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	Attorney Time	Total
8/30	Prepare for and attend weekly meeting with Austin Staff.  Review and respond to correspondence with regarding update on technical issues.				4.20 (GHW 2.20) (SPW 2.00)	1,260.00
8/30	Prepare for and attend weekly coordination meeting at Waller Creek Building.			2.00 (TB)		500.00
8/31	Review and respond to correspondence with regarding meeting.				0.30 (GHW)	90.00
8/31	Review correspondence from regarding meeting and location; prepare meeting invitation to all parties; review responses; review correspondence from regarding meeting reservations.		0.40			60.00
	Total Billable Hours	0.40	3.90	23.50	. 85,80	
	Total	\$48.00	\$585.00	\$5,875,00	\$25,740.00	\$32,248.00

Recap of Billable Expenses for August, 2013

Copy charges (0.10 x 867)	\$	86.70
Postage charges	\$	12.48
Facsimile Charges (0.10 x 0)	s	0.00
Conference Call Charges	\$	0.00
Total for Billable Expenses	s	99.18

Total Amount Due for August, 2013	\$32,347.18
L	

Contract Summary

Amount of Contract	Amount of This Invoice	Total Amount of Invoices Presented Under This Contract	Amount Remaining Under This Contract \$ - %
\$497,000.00	\$32,347.18	\$58,611.18	\$438,388.82 - 88.2%

INVOICE FOR LEGAL SERVICES AUGUST, 2013

PAGE 8

Time Keeper Summary

Name and /Initials	<u>Position</u>	<u>Hours</u>	Amount
Gwendolyn Hill Webb/GHW	Attorney/Partner	55,50	\$16,650.00
Stephen P. Webb/SPW	Attorney/Partner	30.30	\$9,090.00
Tony Bagwell/TB	Special Utility Assistant	23.50	\$5,875.00
Casey Powell/CLP	Paralegal	3.90	\$585.00
Kayla Hemingway/KAH	Assistant	0.20	\$24.00
Jessica Segura/JAS	Assistant	0.20	\$24.00

INVOICE FOR LEGAL SERVICES AUGUST, 2013

712 Southwest Tower, 211 E. 7th Street
Austin, Texas 78701
Telephone: 512-472-9990 & Facsimile: 512-472-3183
Federal Tax ID No. 74-2592467

Ms. Teresa Medina
City of Austin, Law Department
City Hall
301 W. 2<sup>nd</sup> Street
PO Box 1088
Austin, Texas 78767-1088

RE: SOAH Docket No. 582-13-4617 and TCEQ Docket No. 2013-0865-UCR

Appeal filed by North Austin Utility District No. 1, Northtown Municipal Utility District, Travis County Water Control and Improvement District No. 10 and Wells Branch Municipal Utility District ("Petitioners"), from the Ratemaking Actions of the City of Austin ("City") and Request for Interim Rates in Williamson and Travis Counties; Application No. 37584-M

SUBJECT: September, 2013 Legal Services

Date	Legal Services Provided	Legal Assistant	Paralegal Time	HDR Rate Expert Time	RFC Rate Expert Time	Attorney Time	Total
9/3	Review and respond to correspondence with a regarding flight schedule, office location and meeting.					0.80 GHW 0.50 SPW 0.30	240.00
9/3	Review correspondence from regarding Waller Creek reservations and attendee count.		0.10 CLP				15.00
9/4	Review and respond to correspondence with regarding Prehearing Conference schedule; review correspondence from Melissa Ethridge regarding Prehearing Conference; review and respond to correspondence with regarding agreed dates for Prehearing Conference.  Prepare for and attend meeting with regarding technical issues.  Review and respond to correspondence with AWU staff and Asst. City Attorney regarding summary of					5.90 GHW 5.20 SPW 0.70	1,770.00
	rate case status and issues; prepare status memorandum.  Prepare correspondence to regarding reclaimed water.						
9/4	Prepare for and attend meeting with counse regarding technical issues and status.	1		3.00 TB			750.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	HDR Rate Expert Time	RFC Rate Expert Time	Attorney Time	Total
9/4	Prepare correspondence to the state of the s		0.20 CLP				30.00
9/4	Prepare correspondence to AWU staff and Asst. City Attorney regarding reschedule of Prehearing Conference.	0.10 JAS					12.00
9/5	Review correspondence from regarding reclaimed water.					0.10 GHW	30.00
9/6	Prepare for and attend weekly Rate Case Status Update meeting; review and respond to correspondence with regarding morning meeting.  Review and respond to correspondence with regarding charts for Issues Related to Prepare correspondence to AWU staff and Asst City Attorney regarding updated Public Information Determination and Interim Rates Issues list and supplementary information.					5.20 GHW 2.50 SPW 2.70	.1,560.00
9/6	Prepare for and attend weekly coordination meeting at Waller Creek Building.	n		1,50 TB			375.00
9/0	Review and respond to correspondence with regarding work descriptions and statureport.	is .	0.30 CLP				45.00
9/		g th				1.50 GHW 1.00 SPW 0.50	450.00
9	Review and respond to correspondence with regarding August 2013 technical suppostatus memorandum.	ort	0.20 CLP				30.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	HDR Rate Expert Time	RFC Rate Expert Time	Attorney Time	Total
9/10	Review and respond to correspondence with regarding meeting; review and respond to correspondence with regarding briefing meeting and Friday status meeting; review correspondence that to attend briefing; prepare for and attend meeting with regarding technical meeting and status.					2.40 GHW 1.90 SPW 0.50	720.00
	Telephone call from regarding contents of rate filings package.					0.50	150.00
9/11	Research, review and revise Discovery Memorandum.					SPW	150.00
9/11	Review and respond to correspondence with regarding conference room reservation changes; review correspondence from accommodations; prepare and send invite to Austir Staff regarding conference room location change.	JAS					60.00
9/1:	Review correspondence from regarding meeting; review and respond to correspondence with regarding presentation at meeting; telephone call from Ton regarding issues list; telephone call from prepare for and attend meeting with Review correspondence from	g y n				12.70 GHW 7.70 SPW 5.00	3,810.00
	Prepare for and attend meeting with regarding technical issues, cost of service are expectations.	d d					
9/	Prepare for and attend meeting with regarding cost of service, technical issues at strategy; prepare for and attend week coordination meeting at Waller Creek Building.	id ly		8.00 TB			2,000.00
9/	Prepare correspondence to regarding materials previously disclosed by Austin.	ng	0.30 CLP				45.00
9/	Review A. Review A. Review A. Review A. Review and respondence with A. Review and Revie	ity				1.90 GHW	570.00
	Prepare Memorandum to AWU staff and Asst. C Attorney regarding To Do List and status.	City					

te	Legal Services Provided	Legal Assistant	Paralegal Time	HDR Rate Expert Time	RFC Rate Expert Time	Attorney Time	Total
16	Review correspondence and update weekly rate case calendar invites.		0.30 CLP				45.00
	Review and respond to correspondence with egarding professional resume.						
/16	Review correspondence from regarding rate appeal executive sessions; review and respond to correspondence with AWU staff and Asst. City Attorney regarding Prehearing, executive sessions and status meeting; telephone call from regarding status.					6.70 GHW 1.40 SPW 5.30	2,010.00
	Review ALJ decision on jurisdiction and strategize with co-counsel.						
	Research, review and revise Memorandum regarding discovery issues.				<u> </u>		
9/17	invitation for status meeting.		0.90 CLP				135.00
	Prepare correspondence to regarding contact information.						
	Prepare correspondence to AWU staff and Asst City Attorney regarding experts' resumes.	•					
ı	Review correspondence from regarding disclosure files.	h					450.00
9/1	Review and respond to correspondence with regarding rate case schedule; review an respond to correspondence with regarding participation via telephone for telephone call with	A				1.50 GHW	450.00
	Review correspondence from regarding executive session attendees.						
	Review and respond to correspondence with AW staff and Asst. City Attorney regarding scheduling of executive session; review and respond correspondence with PowerPoint presentation and meeting.	ng to					
9/	Review ALJ decision on jurisdiction.			3.00 TE			750.0
9,	/18 Review and research regarding jurisdiction decision from ALJ.	ion		2.0 TE	ŧ		500.0

ate	Legal Services Provided	Legal Assistant	Paralegal Time	HDR Rate Expert Time	RFC Rate Expert Time	Attorney Time	Total
9/18	Review and respond to correspondence with regarding.  Review and respond to correspondence with regarding outline for status meeting and general concerns.					2.70 GHW	810.00
	Research, review and revise Memorandum regarding discovery issues.						
9/18	Telephone call regarding executive session review meeting schedule.		0.10 CLP				15.00
9/19	Review and respond to correspondence with regarding review and respond to correspondence with Robert and connections; review and respond to correspondence with regarding rate increase, witnesses, and political presence; review and respond to correspondence with regarding relevant testimony and decisions.  Review and respond to correspondence with AWI staff and Asst. City Attorney regarding schedule conflicts for September and October.  Review and execute Notice of Appearance of Counsel for City of Austin.  Prepare for and attend Ausin Energy Meeting an weekly Rate Case Status Meeting.	J e				11.50 GHW 7.80 SPW 3.70	3,450.00
9/1	Prepare for and attend meeting with Austin Energ regarding electric rate case and strategy; prepar for and attend weekly coordination meeting.	re		6.00 TB			1,500.00
9/	19 Review correspondence from regarding status meeting conflict.  Prepare and file Notice of Appearance of Couns for City of Austin via electronic upload; service	el	1.60 CLP				240.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	HDR Rate Expert Time	RFC Rate Expert Time	Attorney Time	Total
9/20	Review and respond to correspondence with regarding testimony and witnesses; review and respond to correspondence with Rick Giardina regarding testimony; review and respond to correspondence with AWU staff and Asst. City Attorney regarding hearing preparation and testimony development.					5.10 GHW 4.60 SPW 0.50	1,530.00
	Prepare correspondence to AWU staff and Asst. City Attorney regarding Prehearing schedule and rate filing package.  Review status case and strategy development;						
9/20	telephone call with telephone call with TCEQ attorney.  Review and respond to correspondence regarding			1.30 TB			325.00
9/20	proposed schedule; review file.  Review correspondence and prepare status meeting invitation for October 3, 2013.		0.10 CLP				15.00
9/21	Prepare correspondence to Arrespondence					0.60 GHW	180.00
9/2:						1.20 GHW	360.00
9/2	Review and respond to correspondence with regarding PowerPoint presentation and appeal preparation meeting with research and revise PowerPoint presentation for executive session.	n nt				3.10 GHW 2.60 SPW 0.50	930.00
	Prepare correspondence to AWU staff and Ass City Attorney regarding disclosures and ra package discussion with Petitioners; telephone ca to Petitioners.	st. te					
9/	23 Review and respond to correspondence regarding proposed schedule.	ng		0.70 TB			175.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	HDR Rate Expert Time	RFC Rate Expert Time	Attorney Time	Total
9/24	Prepare for and attend TCEQ Agenda Meeting.  Review and respond to correspondence with Austin staff regarding executive session PowerPoint presentation; prepare correspondence to egarding executive session meeting.  Research and revise PowerPoint presentation for executive session; prepare for and attend executive session preparation meeting; prepare for and attend meeting with energy prepare for an ener					6.90 GHW 6.40 SPW 0.50	2,070.00
9/24	Review and respond to correspondence with Sir Speedy regarding PowerPoint presentation.		0.20 CLP				30.00
9/25	Review correspondence from regarding reschedule executive session preparation meeting request; review correspondence between AWU staff and Asst. City Attorney regarding PowerPoint presentation and schedule for meeting and executive session preparation meeting; review and respond to correspondence with regarding revisions to presentation and meeting with Prepare correspondence to Randy Wilburn regarding hearing schedule.					1.50 GHW	450.00
9/2:	Telephone call to regarding reschedule meeting; prepare correspondence to regarding schedule and executive session preparation meeting; telephone calls with regarding PowerPoint and schedule for executive session preparation meeting and meeting.	o e h or	0.40 CLP				60.00
9/2	Review and respond to correspondence wit	h				0.30 GHW	90.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	HDR Rate Expert Time	RFC Rate Expert Time	Attorney Time	Total
9/27	Review and respond to correspondence with regarding PowerPoint presentation, revisions, Council Meetings and review PowerPoint.  Prepare correspondence to AWU staff and Asst. City Attorney regarding updates on executive session PowerPoint, proposed schedule and next actions.					2.70 GHW 2.20 SPW 0.50	810.00 .
9/29	Finalize PowerPoint presentation; prepare correspondence to AWU staff and Asst. City Attorney regarding Executive Session PowerPoint and description of final revisions.					2.50 GHW	750.00
9/30	regarding discovery period, negotiation period, and depositions.  Review and respond to correspondence with regarding rate filing package and document review.  Review and respond* to correspondence with and regarding proposed hearing schedule; office conference regarding schedules.  Review and respond to correspondence with regarding revisions to PowerPoint slides; review and respond to correspondence with regarding to staff suggestions; telephone call with regarding to staff suggestions; telephone call with regarding senator's schedule and executive session meeting status.	a t t t h o s s h h				4.60 GHW3.40 SPW 1.20	1,380.00
9/3	Review and respond to correspondence regarding proposed schedule.	ıg		1.0 TB	00		250.00
9/3	Review correspondence from regarding staff holiday for weekly rate can meeting.	se	0.10 CLP				15.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	HDR Rate Expert Time	RFC Rate Expert Time	Attorney Time	Total
	Total Billable Hours	0.60	4.80	26.50	0.00	81.90	
	Total	\$72.00	\$720.00	\$6,625.00	\$0.00	\$24,570.00	\$31,987.00

Recap of Billable Expenses for September, 2013

Copy charges (0.10 x 334)	\$ 33.40
Postage charges	\$ 1.52
Facsimile Charges (0.10 x 0)	\$ 0.00
Sir Speedy Powerpoint Color Copies- Invoice No. 37534 Attached	\$ 64.41
Total for Billable Expenses	\$ 99.33

Total Amount Due for September, 2013	\$32,086,33
1 Utai Amount Due for September, 2015	

**Contract Summary** 

Amount of Contract Amount of This Invoice		Total Amount of Invoices Presented Under This Contract	Amount Remaining Under This Contract \$ - %
\$497,000.00	\$32,086.33	\$90,697.51	\$406,302.49- 81.8%

Time Keeper Summary

Name and /Initials	<u>Position</u>	<u>Hours</u>	<u>Amount</u>
Gwendolyn Hill Webb/GHW	Attorney/Partner	59.50	\$17,850.00
Stephen P. Webb/SPW	Attorney/Partner	22.40	\$6,720.00
Tony Bagwell/TB	Special Utility Assistant	26.50	\$6,625.00
Casey Powell/CLP	Paralegal	4.80	\$720.00
Kayla Hemingway/KAH	Assistant	0.00	\$0.00
Jessica Segura/JAS	Assistant	0.60	\$72.00

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Ms. Teresa Medina
City of Austin, Law Department
City Hall
301 W. 2<sup>nd</sup> Street
PO Box 1088
Austin, Texas 78767-1088

RE: SOAH Docket No. 582-13-4617 and TCEQ Docket No. 2013-0865-UCR

Appeal filed by North Austin Utility District No. 1, Northtown Municipal Utility District, Travis County Water Control and Improvement District No. 10 and Wells Branch Municipal Utility District ("Petitioners"), from the Ratemaking Actions of the City of Austin ("City") and Request for Interim Rates in Williamson and Travis Counties; Application No. 37584-M

SUBJECT: November, 2013 Legal Services

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
11/1	Prepare correspondence to AWU Staff and Assistant City Attorney regarding sample resume for City fact witnesses; review correspondence from the prepared project team fact witness list; review and respond to correspondence with regarding response to disclosures; review witness case contact list; work on formatting disclosures.				·	1.80 GHW	540.00
11/1	Review witness case contact list and project team fact witness list; incorporate into disclosure responses.	0.90 JAS	0.30 CLP				153.00
	Prepare and send out meeting cancellation and rescheduled meeting invitation.						
11/1	Review, research and revise disclosure statement.				2.00 RG		580.00
11/3	Review, research and revise disclosure statement.				1.00 RG		290.00
11/4	Review witness case contact list and final project team fact witness list; incorporate into disclosure responses; prepare correspondence to egarding disclosure statement examples	JAS	0.60 CLP	-			150.00
11/4	Review, research and revise disclosure statement				1.00 RG		290.00

ate	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
1/4	Review correspondence from regarding updated resume; review resume.; review correspondence from regarding disclosure statement depths and details.  Review correspondence from regarding final project team fact witness list.  Review correspondence from regarding graphic.  Review correspondence from regarding schedule for weekly rate case meeting and city council meetings; review data summaries and case information provided by AWU.					3.60 GHW	1,080.00
11/6	Review, research and revise disclosure statement.				1.00 RG		290.00
11/8	Review details of correspondence.			0.80 TB			200.00
11/5	Review and respond to correspondence with regarding meeting schedule and itinerary.  Review and respond to correspondence with regarding staffresumes; review and respond to correspondence with regarding draft statement of issues for disclosures review and respond to correspondence with experts regarding statements; telephone call with regarding disclosure review; review and edit disclosures.  5.10 GHW and 0.50 SPW	n d d h			•	5.60	1,680.00
11/		to re	0.20 CLP				30.00
11/				0.50 TB			125.00
11/	Review correspondence from regarding conference call and Research and revise disclosure responses.  2.30 GHW and 0.50 SPW					2.80	840.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
11/6	Review and respond to correspondence with location for witness location for witness regarding. In the location for witness and services with regarding conference call from regarding conference call contact information; review disclosure statement revisions from and incorporate into disclosure responses; draft and edit disclosures.	0.20 JAS	1.20 CLP				204.00
11/6	Review details of ; discuss with AWU staff and Assistant City Attorney regarding perceived need to update information			2.30 TB			575.00
11/7	Prepare for and attend weekly coordination and status meeting at Waller Creek Building; prepare for and attend conference call with Gwendolyn and Stephen Webb.			2.50 TB			625.00
11/7	Prepare for and attend weekly status meeting.  Review correspondence from regarding conference call; conference call with and other case status questions; review correspondence from regarding disclosure statement documents review correspondence from regarding revisions to legal theories and expersistatement; research and revise disclosure responses.  Prepare for and attend meeting with regarding latest version of disclosures and meeting agenda.					8.70	2,610.00
	Review correspondence form regarding AWU hyperlinks and revisions to disclosure responses prepare legal theories statement; review correspondence from and Water disclosures.  7.90 GHW and 0.80 SPW	v					
11/7		n JAS	1.00 CLP				294.00
11/	Review and respond to correspondence with legiteam.	al		0.30 TB			75.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
11/8	Prepare correspondence to regarding comments; prepare correspondence to AWU Staff and Assistant City Attorney regarding expertise, comments and legal team; prepare correspondence to regarding sharepoint site and documentation gathered.  Research and revise disclosure responses; review, finalize and submit City of Austin's Rule 194 Disclosures for filing; telephone call from Randy Wilburn regarding disclosures; prepare correspondence to Parties regarding filing of disclosures in person due to voluminous nature.					4.30	1,290.00
	3.10 GHW and 1.20 SPW		_				
11/8	Telephone call to SOAH and TCEQ regarding uploading and electronic filing of disclosure responses; prepare correspondence to AWU Staff and Assistant City Attorney enclosing disclosure responses and CD; create CDs; prepare disclosure documents for bate stamping; file City of Austin's Rule 194 Disclosures with SOAH and TCEQ; prepare electronic service to Petitioners.	JAS	5.50 CLP				1,281.00
11/8	Review and respond to correspondence with legal team.			0.60 TB			150.00
11/9	Review disclosures of Executive Director and Petitioners.	l				1.20 GHW	360.00
11/11	Review and respond to correspondence with AWU Staff and Assistant City Attorney regarding settlement meeting schedule with Petitioners and schedule; review and respond to correspondence with regarding attendance for negotiations meeting.  0.80 GHW and 0.50 SPW					1.30	390.00
11/1		3,			1.00 RG		290.00
11/1		e s'				2.90	870.00
	disclosure responses; prepare correspondence to AWU Staff and Assistant City Attorney regarding weekly status meetings and status of Petitioner's settlement meeting; review correspondence from regarding meeting to discuss role and strategies of settlement.	o g 's m					
	1.90 GHW and 1.00 SPW						

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
11/12	Review and respond to correspondence with regarding schedules and holiday; review and respond to correspondence to AWU Staff and Assistant City Attorney regarding Thanksgiving week meeting; review and respond to correspondence to AWU Staff and Assistant City Attorney regarding settlement goals meeting.		1.10 CLP				165.00
11/13	Review correspondence from regarding Thanksgiving weekly status meeting.  Prepare for and attend Water Utilities Rates and Revenues meeting.  2.00 GHW and 1.50 SPW					3.50	1,050.00
11/14	Prepare correspondence to regarding conference room confirmation for settlement goals meeting and Thanksgiving weekly status meeting.  Prepare outlook invitation to AWU Staff and Assistant City Attorney for settlement goals meeting and Thanksgiving weekly status meeting.		0.40 CLP				60.00
11/14						1.80	540.00
11/1	Review and respond to correspondence with regarding Waller Creek Conference Room availability and sizes; prepar invitation to parties for settlement goals meeting Review correspondence from regarding end of year procedures; prepar correspondence to experts and consultant regarding same.	k e g h	.50 CLP			·	75.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
1/19	Prepare for and attend meeting with AWU Staff and Assistant City Attorney regarding settlement goals.					3.70	1,110.00
	3.20 GHW and 0.50 SPW						
11/19	Prepare for and attend meeting with AWU Staff and Assistant City Attorney.			3.00 TB	,		750.00
11/20	Prepare correspondence to regarding AWU director, schedule, and meeting location details; review and respond to correspondence with and regarding meeting location, parking, technical accommodations and Director of AWU schedule	:				`2.40	720.00
	telephone call with regarding case status; prepare for and attend meeting with regarding rate case schedule and settlement meetings; office conference regarding settlement goals.						
	1.90 GHW and 0.50 SPW						
11/20	Review and respond to correspondence with schedule; Review and respondence with schedule; Review and	e s	0.50 CLP				75.00
11/20	Review and respond to correspondence with legateam.	1		0.30 TB			75.00
11/2	Review and respond to correspondence with regarding meeting status and later version of chart for analyzing nine issues; review and study cost of service materials developed by ASU Staff in preparation for mediation and settlement meeting.	st   w y				2.30 GHW	690.00
11/2	Review and respond to correspondence with regarding weekly status meeting and cancellations.	th ng	0.40 CLP			-	60.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
11/22	Prepare correspondence to Randy Wilburn regarding negotiations meeting and logistics.  Review cost of service data; review and respond to correspondence with a regarding alternative settlement formats and settlement meeting details.					3.00 GHW	900.00
11/26						5.80	1,740.00
11/26	AWU Staff and Assistant City Attorney; review and respond to correspondence with legal team.			2.70 TB			675.00
	Total Billable Hours	6.60	11.70	13.00	6.00	54.70	
	Total	\$792.0	01\$1,755.00	183,250.00	\$1,740.00	\$16;410.00	\$23,947.00

Recap of Billable Expenses for November, 2013

Copy charges (0.10 x 648)	\$ 64.80
Postage charges	\$ 17.58
Facsimile Charges (0.10 x 0)	\$ 0.00
Total for Billable Expenses	\$ 82.38

Total Amount Due for November, 2013	\$24,029.38
Total Amount Due for November, 2015	

Contract Summary

		Continue Summer	
Amount of Contract	Amount of This Invoice	Total Amount of Invoices Presented Under This Contract	Amount Remaining Under This Contract \$ - %
\$497,000.00	\$24,029.38	<del>\$122,754.23</del>	<del>-\$374,245.7775.3%</del>

\$ 154,840.56 \$342,159.44-68.8

INVOICE FOR LEGAL SERVICES FOR NOVEMBER, 2013

PAGE 7

Time Keeper Summary for Webb & Webb

Name and /Initials	<u>Position</u>	<u>Hours</u>	Amount
Gwendolyn Hill Webb/GHW	Attorney/Partner	44.60	\$13,380.00
Stephen P. Webb/SPW	Attorney/Partner	10.10	\$3,030.00
Casey Powell/CLP	Paralegal	11.70	\$1,755.00
Kayla Hemingway/KAH	Assistant	. 0.00	. \$0.00
Jessica Segura/JAS	Assistant	6.60	\$792.00

Time Keeper Summary for Experts

Name and /Initials	<u>Position</u>	<u>Hours</u>	<u>Amount</u>
Tony Bagwell/TB	Special Utility Assistant	13.00	\$3,250.00
Rick Giardina/RG	National Rate Expert	6.00	\$1,740.00

## WEBB & WEBB

712 Southwest Tower, 211 E. 7<sup>th</sup> Street
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Ms. Teresa Medina City of Austin, Law Department City Hall 301 W. 2<sup>nd</sup> Street PO Box 1088 Austin, Texas 78767-1088

RE: SOAH Docket No. 582-13-4617 and TCEQ Docket No. 2013-0865-UCR

Appeal filed by North Austin Utility District No. 1, Northtown Municipal Utility District, Travis County Water Control and Improvement District No. 10 and Wells Branch Municipal Utility District ("Petitioners"), from the Ratemaking Actions of the City of Austin ("City") and Request for Interim Rates in Williamson and Travis Counties; Application No. 37584-M

SUBJECT: December, 2013 Legal Services

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
12/2	Review correspondence from regarding settlement conference arrangements; make arrangements with staff.  Review talking points for Director.	1				0.70 GHW	210.00
12/3	Telephone call to Petitioners; review and respond to correspondence with Petitioners; prepare correspondence to AWU staff and Assistant City Attorney regarding conversations with Petitioners.  Prepare correspondence regarding December 10th meeting details.  Review correspondence from regarding Director of comments; review comments; prepare correspondence to AWU staff and Assistant City Attorney regarding comments; phone call to Petitioners attorneys and email Team regarding upcoming settlement conference.					3.50 (3.00 GHW) (0.50 SPW)	1,050.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
12/4	Review and respond to correspondence with regarding settlement meeting and travel arrangements.					0.60 GHW	180.00
	Telephone call from Randy Wilburn regarding status of meeting; preparation of correspondence to AWU staff and Assistant City Attorney regarding meeting and lunch preparations. Review rate analyses and pleadings for settlement parameters.						
12/5	Review correspondence from regarding attendance of and meeting agenda; review and respond to correspondence with regarding comments from prepare comments for and meeting agenda.					1.60 GHW	480.00
	Review correspondence from regarding outstanding invoices.						
12/5	Review and respond to correspondence with regarding conference room reservations and conflicts; update invitation.	1	0.60 CLP				90.00
	Update invitation and parties concerning December 6th start time for status meeting prepare correspondence to AWU staff and Assistant City Attorney regarding conference room reservation change.	;   d					
12/0	Review and respond to correspondence with and regarding weather delays for City and weekly state meeting; prepare for and attend weekly state meeting with AWU staff and Assistant City Attorney.	g is is				8.80 (6.30 GHW (2.50 SPW)	
	Review and respond to correspondence with regarding parking and check-coordination; review and respond correspondence with Petitioners' couns regarding attendees, basic agenda, issues at settlement meeting; review and respond correspondence with regarding settlement negotiations meeting and schedu prepare correspondence to AWU staff a Assistant City Attorney regarding communications with Petitioners and status meeting.	in to el e; el e; el en el er el					
	Review Petitioners' First Request for Production of Documents.	on					

ate	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
2/6	Prepare for and participate in conference call.				2.00 RG		580.00
12/6	Review and respond to communications with legal team regarding settlement preparations, charts, meeting details and status; review filings and documents provided.			1.50 TB			375.00
12/6	Prepare correspondence to AWU staff and Assistant City Attorney regarding new start time for status meeting.	0.40 JAS	0.60 CLP				138.00
	Review and respond to correspondence to regarding outline for status meeting.						
	Review and respond to correspondence with Prepare correspondence to AWU staff and Assistant City Attorney regarding dietary restrictions for settlement negotiations meeting.	1				,	
12/7	Review and respond to correspondence with and and discovery requests and settlement meeting.					0.60 GHW	180.00
12/7	Review and respond to communications with attorney Gwendolyn Webb regarding discovery requests and proposed responses.			1.00 TB			250.00
12/8	Review and respond to correspondence with regarding payments and outstanding invoices.					0.50 GHW	150.00
	Phone call with Petitioners' counsel regarding discovery and settlement.	g					
12/9	Review and respond to correspondence with regarding meeting agenda.	h	0.40 CLP				60.00
	Prepare correspondence to AWU staff and Assistant City Attorney regarding Ms. Webb' telephone conversation with Petitioners and statements.	s	,				-
12/9	Prepare for meeting.				2.00 RG		580.00
12/1	Review correspondence from regarding meeting; prepare invitation for December 18th meeting; prepare invitation for January 9th meeting.	or JA:	Ours (2.00 Hou	ırs			315.00
	Prepare for and attend catering event for settlement negotiations meeting with Petitioner	or rs.					
12/1	Prepare for and attend settlement negotiation meeting with legal team and Petitioners.	ns		6.00 TB	F .		1,500.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
12/10	Prepare for, attend and de-breif settlement meeting with legal team.				7.00 RG		2,030.00
12/10	Prepare for and attend settlement negotiations meeting and post meeting discussions with AWU staff and Assistant City Attorney; review correspondence from garding follow up from meeting.  Telephone call with Randy Wilburn; prepare correspondence to Randy Wilburn regarding calculations from Jay Joyce.  Review and respond to correspondence with programs.  Prepare correspondence to AWU staff and Assistant City Attorney regarding settlement offer, wastewater rate complaint and 2014FY complaint; review and respond to correspondence with regarding conference call.	}				13.40 (9.10 GHW) (4.30 SPW)	4,020.00
12/11	Review and respond to correspondence with regarding calendar; prepare meeting invitation.		0.30 CLP				45.00
12/1	Petitioner regarding allocation of funds and settlement chart; review and respond to correspondence with regarding Petitioners' status and meeting.  Prepare correspondence to regarding negotiation settlement points; review and respond to correspondence with regarding status call; review and respondence with res					4.80 GHW	1,440.00
	to correspondence with regarding numbers from issues points discussed by Petitioners.  Prepare for and attend conference call with regarding settlement options; review and respond to correspondence with	g y d					
12/		th			1.50 RG	·	435.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
12/12	Review correspondence from Review and respond to correspondence with					5.90 GHW	1,770.00
	regarding wastewater rate complaint; review Original Petition Appealing Wastewater Rates of the City of Austin and attachments; review and respond to correspondence with regarding meeting details; prepare for and attend meeting with regarding wastewater filing; review correspondence from John Carlton regarding wastewater rate petition.						
	Review Petitioners' Board meetings agendas and minutes.  Prepare correspondence to						
12/13	regarding spreadsheet numbers and corrections.  Prepare for and attend weekly status meeting with AWU staff and Assistant City Attorney.					5.30	1,590.00
	Prepare correspondence to AWU staff and Assistant City Attorney regarding meeting and communications with Petitioners; review and respond to correspondence with regarding status updates and conference call telephone call from					(3.30 GHW) (2.00 SPW)	
12/1	regarding conference call and schedule.	0.60 (0.10 K/ (0.50 J/	(H)				72.00
	Prepare working copies of wastewater rat complaint petitions and legal references.	е			,		
12/1	Telephone call with attorney Gwendolyn Webb				0.80 RG		232.00
12/1	4 Prepare correspondence to Petitioners regardin filing wastewater appeal, settlement negotiation and expanded scope of controversy.	ıg ıs				0.40 GHW	120.00
12/	Telephone call with Randy Wilburn regarding delay of settlement conference; revier correspondence from Petitioners regarding delay settlement discussions; review and respond correspondence with Petitioners regarding conference call.	ay to				0.70 GHW	210.00
	Review correspondence from						

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
12/17	Update and cancel settlement meeting invitation; prepare status meeting invitation; telephone call to regarding cancellation of meeting; review and respond to correspondence with regarding meeting schedule.  Review and respond to correspondence with regarding corporate office in review correspondence from regarding.		0.80 CLP			-	120.00
12/17	Review correspondence from regarding future payments.					0.10 GHW	30.00
12/18	Review and respond to correspondence with		0.10 CLP				15.00
12/18	Prepare for and attend meeting with AWU staff and Assistant City Attorney; review and respond to correspondence with regarding settlement.  Review correspondence from regarding.  Prepare correspondence to Petitioners regarding rate filings.					2.70 GHW	810.00
12/19	Review correspondence from regarding schedule.		0.10 CLP				15.00
12/19	Review and respond to correspondence from Randy Wilburn regarding rates in 2014 and amendments; review correspondence from regarding settlement offer breakdown.	i				0.70 GHW	210.00
12/2	O Prepare for and attend weekly status meeting with AWU staff.  Review and respond to correspondence from Randy Wilburn regarding wastewater petition filing.	n				4.20 GHW	1,260.00
12/2	Prepare meeting cancellation notice for December 27th meeting; telephone call from meeting.	er <b>1</b>	0.20 CLP				30.00
12/2	Prepare correspondence to Petitioners regardir extension for responses and Rule 11 Agreemer	ng nt.				0.50 GHW	150.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Afforney Time	Total
12/26	Review correspondence from regarding various holiday and scheduling correspondence.					0.20 GHW	. 60.00
	Review correspondence from regarding invoices and contract.						
12/26	Review and respond to communications with attorney Gwendolyn Webb regarding			1.00 TB			250.00
12/27	regarding invoices, payments and balance sheet.		0.20 CLP				30.00
	Prepare correspondence to regarding December 19th Settlement Outline.						
12/27	Review and respond to correspondence with regarding status of rate complaints and schedule meeting.					1.90 GHW	570.00
	Telephone call from discovery deadline; review and respond to correspondence with Randy Wilburn regarding 30-day extension for discovery and deadlines prepare correspondence to AWU staff and Assistant City Attorney regarding extension or deadline for document production.	5					
	Telephone call from regarding	ğ					
12/2	7 Conference call with attorney Gwendolyn Webl regarding	<b>5</b>		1.50 TB			375.00
12/2	9 Review correspondence from Randy Wilbur regarding settlement offers for water an wastewater rate complaints.					0.10 GHW	30.00
12/3	Prepare correspondence to Randy Wilbur regarding settlement offer received and Rule 1 Agreement issues; review settlement offers for the water and wastewater rates petition; prepare correspondence to AWU staff and Assistant Circulate Attorney regarding Petitioners' settlement offer and collected revenue; review and respondence correspondence with regarding settlement offers and revenue impact.	1   ne re   re re re re re re re re re re re re re				3.30 (2.30 GHW) (1.00 SPW)	990.00

Date	Legal Services Provided	Legal Assistant	Paralegal Time	Expert Time	National Rate Expert	Attorney Time	Total
12/30	Review and respond to correspondence with regarding	0.20 JAS					24.00
12/30	Review of settlement offers; research regarding				4.00 RG		1,160.00
12/31	Review and respond to correspondence with regarding preliminary comments to settlement offers and concerns; review analysis of settlement offers.					1.00 GHW	300.00
	Total Billable Hours	2.20	4.60	11.00	17.30	61.50	
	Total	\$264.00	\$690.00	\$2,750.00	\$5,017.00	\$18,450.00	\$27,171.00

Recap of Billable Expenses for December, 2013

Copy charges (0.10 x 985)	\$	98.50
Postage charges	\$	1.12
Facsimile Charges (0.10 x 0)	\$	0.00
Airfare- 1 round trip from Denver (RG)	\$	513.05
Hotel- 1 night for client meeting (RG)	\$	166.75
Taxi Cabs- to/from airports; to/from hotel; to/from client meetings	\$	92.00
Total for Billable Expenses	s	871.42

Total Amo	Total Amount Due for December, 2013			\$28,042.42			
4314					2-63.2%		
		Contract	Summary				
Amount of Contract	Amount of This Invoice		Total Amount of Invoices Presented Under This Contract		t Remaining Under This Contract \$ - %		
\$497,000.00	\$28,042.42	ş	<del>150,796.65</del>	\$3	46 <del>,203.35 - 69.7% -</del>		
L \$ 182, 892.98 Time Keeper Summary for Webb & Webb							

Name and /Initials	<u>Position</u>	<u>Hours</u>	<u>Amount</u>
Gwendolyn Hill Webb/GHW	Attorney/Partner	51.20	\$15,360.00
Stephen P. Webb/SPW	Attorney/Partner	10.30	\$3,090.00

INVOICE FOR LEGAL SERVICES FOR DECEMBER, 2013

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Casey Powell/CLP	Paralegal	4.60	\$690.00
Kayla Hemingway/KAH	Assistant	0.10	\$12.00
Jessica Segura/JAS	Assistant	2.10	\$252.00

Time Keeper Summary for Experts

· <u>Name and /Initials</u>	. <u>Position</u>	Hours	Amount
Tony Bagwell/TB	Special Utility Assistant	. 11.00	\$2,750.00
Rick Giardina/RG	National Rate Expert	17.30	\$5,017.00