



Control Number: 43041



Item Number: 39

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**SOAH DOCKET NO. 473-16-3809.WS  
PUC DOCKET NO. 43041**

**RECEIVED**

**2016 APR 27 PM 4:17**

**APPLICATION OF THE CITY  
OF DORCHESTER TO AMEND A  
CERTIFICATE OF CONVENIENCE  
AND NECESSITY IN GRAYSON  
COUNTY (37917-C)**

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**PUBLIC UTILITY COMMISSION**

**PUBLIC UTILITY COMMISSION  
OF TEXAS  
FILING CLERK**

**COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION  
TO CITY OF DORCHESTER  
QUESTION NOS. STAFF 3-1 THOUGHT STAFF 3-3**

Pursuant to 16 Tex. Admin. Code Ann. § 22.144 (TAC), the Staff of the Public Utility Commission of Texas (Staff) requests that the City of Dorchester (Dorchester) by and through its attorneys of record, provide the following information and answer the following question(s) under oath. The question(s) shall be answered in sufficient detail to fully present all of the relevant facts, within the time limit provided by the Presiding Officer or within 20 days, if the Presiding Officer has not provided a time limit. Please copy the question immediately above the answer to each question. These question(s) are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.

Provide an original and three copies of your answers to the questions to the Filing Clerk, Public Utility Commission of Texas, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas 78713-3326.

Dated: April 27, 2016

Respectfully Submitted,

Margaret Uhlig Pemberton  
Division Director-Legal Division

Stephen Mack  
Managing Attorney-Legal Division

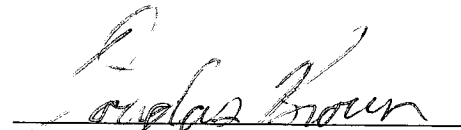


Douglas M. Brown  
Attorney-Legal Division  
State Bar No. 24048366  
(512) 936-7203  
(512) 936-7268 (facsimile)  
Public Utility Commission of Texas  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78713-3326

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**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on April 27, 2016, in accordance with 16 TAC § 22.74.

  
Douglas M. Brown

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**COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION  
TO CITY OF DORCHESTER  
QUESTION NOS. STAFF 3-1 THOUGHT STAFF 3-3**

**DEFINITIONS**

- A. **"Dorchester"** or **"you"** refers to the City of Dorchester and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons.
  
- B. **"Document"** includes any written, recorded, or graphic matter, however produced or reproduced, including but not limited to correspondence, telegrams, contracts, agreements, notes in any form, memoranda, diaries, voice recording tapes, microfilms, pictures, computer media, work papers, calendars, minutes of meetings or other writings or graphic matter, including copies containing marginal notes or variations of any of the foregoing, now or previously in your possession. In the event any documents requested by this Request for Information have been transferred beyond the Company's control, describe the circumstances under which the document was destroyed or transferred and provide an exact citation to the subject document. In the event that documents containing the exact information do not exist, but documents do exist which contain portions of the required information or which contain substantially similar information, then the definition of "documents" shall include the documents which do not exist and these documents will be provided.

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TO CITY OF DORCHESTER  
QUESTION NOS. STAFF 3-1 THOUGHT STAFF 3-3**

**INSTRUCTIONS**

- 1) Pursuant to 16 TAC § 22.144(c)(2), Staff requests that answers to the requests for information be made under oath.
- 2) Please copy the question immediately above the answer to each question. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.
- 3) These questions are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer.
- 4) Words used in the plural shall also be taken to mean and include the singular. Words used in the singular shall also be taken to mean and include the plural.
- 5) The present tense shall be construed to include the past tense, and the past tense shall be construed to include the present tense.
- 6) If any document is withheld under any claim of privilege, please furnish a list identifying each document for which a privilege is claimed, together with the following information: date, sender, recipients or copies, subject matter of the document, and the basis upon which such privilege is claimed.
- 7) Pursuant to 16 TAC § 22.144(g)(4), if the response to any request is voluminous, please provide a detailed index of the voluminous material.
- 8) Staff requests that each item of information be made available as it is completed, rather than upon completion of all information requested.

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TO CITY OF DORCHESTER  
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- Staff 3-1** Provide documentation that demonstrates the need for service. Please refer to page 10 of 31 of the application.
- a) Describe the service area and circumstances driving the need for service in the requested area. Indicate the name(s) and address(es) of landowner(s), prospective landowner(s), tenant(s) or resident(s) that have requested service; and/or
  - b) Describe the economic need(s) for service in the requested area (i.e. plat approvals, recent annexation(s) or annexation request(s) building permits, septic tank permits, hospitals, etc.) and/or
  - c) Discuss in detail the environmental need(s) for service in the requested area (i.e failing septic tanks in the requested area, fueling wells, etc); and/or
  - d) Provide copies of any written applications or request for service in the requested area; and/or
  - e) Provide copies of any reports and/or market studies demonstrating existing or anticipated growth in the requested area. If no, please justify the need for service in the proposed area.
  - f) If none of these items exist or are available, please justify the need for service in the proposed area in writing.
- Staff 3-2** Provide the effect of granting a Certificate Amendment. Please refer to page 14 of 31 of the application. Explain in detail the effect of granting of a certificate or an amendment, including but not limited to regionalization, compliance and economic effects on the following:
- a) The applicant
  - b) Any retail public utility of the same kind already serving the proximate area; and
  - c) Any landowner(s) in the requested area.
- Staff 3-3** Provide written documentation of consent from Kings Crossing MUD allowing the City of Dorchester to provide retail water service within the district's boundary.