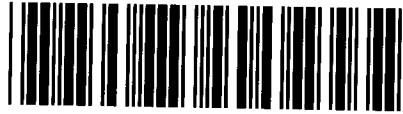




Control Number: 44010



Item Number: 28

Addendum StartPage: 0

SOAH DOCKET NO. 473-15-2123.WS  
PUC DOCKET NO. 44010

PETITION OF THE RATEPAYERS OF  
THE RIVER PLACE WATER AND  
WASTEWATER SYSTEMS APPEALING  
THE RETAIL WATER AND  
WASTEWATER RATES OF THE  
CITY OF AUSTIN

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BEFORE THE STATE OFFICE

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PUBLIC UTILITY COMMISSION  
OF  
FILING CLERK

ADMINISTRATIVE HEARINGS

**CITY OF AUSTIN'S STATUS UPDATE ON ITS COMMENTS, CONCERNS AND  
RESPONSES TO PUBLIC UTILITY COMMISSION STAFF'S FIRST REQUEST FOR  
INFORMATION TO THE CITY OF AUSTIN**

TO: Commission Staff, by and through their counsel of record, Jessica A. Gray and Thomas L. Tynes, Public Utility Commission of Texas, 1701 N. Congress Avenue, PO Box 13326, Austin, Texas 78711.

COMES NOW, the City of Austin, (herein sometimes referred to as "City," "Austin" or "Respondent"), in the above styled and docketed wholesale water rate appeal proceeding and serves this, its Status Update on its General and Specific Comments, Concerns and Responses to Commission Staff's First Request for Information to the City of Austin, on all parties to this Proceeding.

Counsel for the City of Austin has spoken to Counsel for the Commission Staff. Counsel for the City of Austin has agreed to provide responses on an ongoing basis to the Public Utility Commission Staff's First Request for Information to the City of Austin, Staff 1-1 through Staff 1-31, subject to general and specific comments, concerns and the right to amend or supplement. Austin noted to Commission Staff counsel that a continuance of the Prehearing Conference was agreed to by all parties with the Commission Staff's knowledge that Austin counsel and Austin Water Utility staff were in another rate case during the time previously scheduled for the Prehearing Conference, and could not reasonably be called upon to prepare discovery responses during that time period. At the same time, many of the Commission Staff requested items are subject to further definition by the Administrative Law Judges, not limited solely to a ruling on Austin's Motion to Dismiss. Moreover, Commission Staff has requested such a breadth of information that thousands of pages of discovery are at issue, even before Petitioners and Respondent have the opportunity to determine or resolve any matters in dispute—even if Commission Staff could review and make use of the information Austin provides and form its own opinions regarding the issues in this case based on the information it receives before the Prehearing Conference. At the same time, all parties need time to prepare for the Preliminary Hearing scheduled for March 23, 2015.

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Accordingly, counsel for Austin is working to provide responses to the following Commission Staff Requests for Information, and expects to file those either later today or first thing tomorrow morning, following the PUC Procedural Rules and the Commission Staff instructions:

Staff 1-1; Staff 1-2; Staff 1-3; Staff 1-4; Staff 1-5; Staff 1-6; Staff 1-7; Staff 1-8; Staff 1-9; Staff 1-10; Staff 1-13; Staff 1-17; Staff 1-19; Staff 1-28; and Staff 1-29.

Austin provides this status update in response to a request from Commission Staff counsel.

Respectfully submitted,

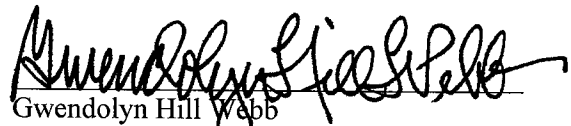
**KAREN KENNARD,**  
City Attorney

**MEITRA FARHADI**  
Assistant City Attorney

**MARIA SANCHEZ**  
Assistant City Attorney

**WEBB & WEBB**  
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Tel: (512) 472-9990  
Fax: (512) 472-3183

By:



Gwendolyn Hill Webb  
State Bar No. 21026300

Stephen P. Webb  
State Bar No. 21033800  
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 18<sup>th</sup> day of March, 2015.

FOR THE PUBLIC UTILITY COMMISSION:

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

FOR THE ADMINISTRATIVE LAW JUDGES:

Honorable Lilo D. Pomerleau  
Honorable William B. Newchurch  
Administrative Law Judges  
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:

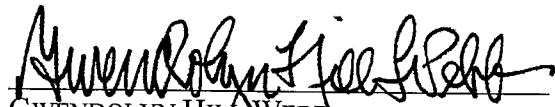
Ms. Monica Luna, Docketing Clerk  
State Office of Administrative Hearings  
300 W. 15<sup>th</sup> Street, Suite 504  
Austin, Texas 78701  
Phone: 512-475-4993  
Fax: 512-322-2061  
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GWENDOLYN HILL WEBB