



Control Number: 44065



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House Bill (HB) 1600 and Senate Bill (SB) 567 83<sup>rd</sup>  
Legislature, Regular Session, transferred the functions  
relating to the economic regulation of water and sewer  
utilities from the TCEQ to the PUC effective  
September 1, 2014

RECEIVED

SOAH DOCKET NO. 582-06-1641 AND 582-06-2663  
TCEA DOCKET NO. 2006-0044-UCR AND 2006-0631-UCR

2015 JAN -6 AM 9:05

APPLICATIONS OF THE CITY OF § BEFORE THE STATE OFFICE  
PRINCETON AND THE CITY OF § OF  
MCKINNEY TO AMEND CERTIFICATES § ADMINISTRATIVE HEARINGS  
OF CONVENIENCE AND NECESSITY IN §  
COLLIN COUNTY §

PUBLIC UTILITY COMMISSION  
CLERK

CYNTHIA KAMINSKY'S 1<sup>ST</sup> SUPPLEMENTAL RESPONSE TO CITY OF MCKINNEY'S  
REQUESTS FOR DISCLOSURE FROM CYNTHIA KAMINSKY

To: Ms. Emily Rogers, council for City of McKinney, 816 Congress Ave., Austin, Tx 78701-2443

COMES NOW, Cynthia Kaminsky representing landowners Cynthia Kaminsky, Fred Hebert, John Powell Sr., and Robert and Karen Finch ("landowners") in the above case and files this 1<sup>st</sup> Supplemental response to the City of McKinney's Requests for Disclosure from Cynthia Kaminsky.

Definitions and Explanations

CCN: Certificate of Convenience and Necessity

ETJ: Extraterritorial Jurisdiction

Legal theories: Legal theories are overarching statements that encompass our objections to the proposed CCN.

Included in this document are the legal theories and support documentation that those being represented by Cynthia Kaminsky have at this time. We expect that there may be additional theories and additional support documentation after the examination of 1) discovery/ disclosure/ interrogatory materials provided by the City of McKinney and the Texas Commission on Environmental Quality and 2) the City of McKinney's filing. It is understood that, as we develop new theories and decide to use additional support documentation, we must disclose these to all parties in a timely matter. This we will do.

Disclosure Questions and Answers

- 1) Request for legal theories and, in general, the factual basis of the responding parties claims or defenses.

Answer: In addition to Cynthia Kaminsky's initial response to this disclosure, please see the Prefiled Testimony of Cynthia Kaminsky, Fred Hebert, John Powell Sr., and Robert and Karen Finch.

1. The name, address, and telephone number of persons having knowledge of relevant facts, and a brief statement of each identified person's connection with this case.

Answer – Updates to previous submission:

- a. Virginia Clark, 3971 CR318, McKinney, Tx 75069, (972) 542-2679
- b. Catherine Dunne, 2945 CR325, McKinney, Tx 75069, (469) 952-2261
- c. Myrtle Woody, 4558 CR317, McKinney, Tx 75069, (972) 542-2015

Additional information concerning this admission may be found in the Prefiled Testimony for Cynthia Kaminsky, Fred Hebert, John Powell Sr., and Robert and Karen Finch.

2. For any testifying expert: the expert's name, address, and telephone number.  
No change.
3. For any testifying expert: the subject matter on which the expert will testify.  
No change.
4. For any testify expert: the general substance of the expert's mental impressions and opinions and a brief summary of the basis for them, or otherwise subject to the control of the responding party, documents reflections such information.  
No change.
5. for any testifying expert: If the expert is retained by, employed by or otherwise subject to the control for the responding party:  
No change.
6. Any witness statements described in Rule 192.3(h).  
Answer.

No change. Information concerning this admission may be found in the Prefiled Testimony for Cynthia Kaminsky, Fred Hebert, John Powell Sr., and Robert and Karen Finch.

Sincerely,

Cynthia Kaminsky, Ph.D.  
2782 Briar Trail  
McKinney, Texas 75069  
(972) 898-3910

## CERTIFICATE OF SERVICE

I hereby certify, by my signature below, that a true and correct copy of CYNTHIA KAMINSKY'S 1<sup>ST</sup> SUPPLIMENTAL RESPONSE TO CITY OF MCKINNEY'S REQUESTS FOR DISCLOSURE FROM CYNTHIA KAMINSKY was forwarded via First Class Mail or emailed on March 19, 2007 to the following parties of record:

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Original signed by Cynthia Kaminsky

Cynthia Kaminsky