



Control Number: 45207



Item Number: 44

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RECEIVED

COMPLAINT of J HINKEN

Before the State Office of 2016 OCT 27 AM 9:07

Vs

Of

PUBLIC UTILITY COMMISSION
FILING CLERK

BASTROP WEST WATER &
PAUL KLAUS

ADMINISTRATIVE HEARINGS

MOTION TO COMPEL

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

NOTICE and MOTION to COMPEL DISCOVERY
Dated October 19, 2016

COMES NOW J Hinken and files this Motion to Compel Discovery and to support this motion shows the following:

Failure to provide Discovery Documents

1. PLEASE TAKE NOTICE that Plaintiff, J. Hinken, moves the court for an order compelling Discovery.
2. The grounds for the motion is that Paul Klaus, DBA Bastrop West Water, failed to produce responses to the Plaintiff's Request for Interrogatories and Requests for Documents, dated May 6, 2016.
3. The Plaintiff was forced to submit testimony without benefit of the discovery documents.
4. The defendant failed to respond to the Plaintiff's first Motion to Compel until an hour prior to the hearing on August 1, 2016. Only 2 of the interrogatory questions were answered; there was no submission of any documents.
5. The defendant failed to comply with the Administrative Law Judge deadline of August 19, 2016.
6. The defendant failed to address all of the Plaintiff's issues with their inadequate responses on their October 13 version, including those mandated

by PUC Administrative Law Judge. It appears an exact copy of their belated & insufficient August 1 version.

7. The defendant failed to send the Plaintiff a copy of their Discovery documents, dated October 13, 2016, which was due on August 19th, required by Stat. 22.74. I have yet to receive a required document on time; in the past, they have either been late, or not sent at all.

These responses are required by Bastrop West Water's Tariff and PUC statutes. BWW is represented by an attorney. There is no excuse for the flouting of the legally required responses to my discovery documents.

I was forced to testify without them; I will not be able to go into a hearing without them.

Ms Hinken respectfully requests that the Administrative Law Judge to require Bastrop West Water to comply.

Sincerely,

A handwritten signature in black ink, appearing to be 'J. Hinken', with a long horizontal line extending to the right.

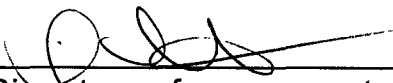
J Hinken

Certificate of Conference

As required by Texas Rule of Appellate Procedure 10.1(a)(5), I certify that I have conferred, or made a reasonable attempt to confer, with all other parties (which are listed below) about the merits of this motion with the following results:

Deea Westfall

- opposes motion
- does not oppose motion
- agrees with motion
- X would not say whether motion is opposed
- X did not comply with ALJ's August 1 ruling to
comply with August 19, 2016 deadline



[Signature of pro se party]

10/18/16

[Date]