



Control Number: 45720



Item Number: 84

Addendum StartPage: 0

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APPLICATION OF RIO CONCHO
AVIATION, INC. FOR A
RATE/TARIFF CHANGE

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BEFORE THE STATE OFFICE OF
FILING CLERK
ADMINISTRATIVE HEARINGS

**RIO CONCHO AVIATION, INC.'S OBJECTIONS TO
RATEPAYERS FIRST REQUEST FOR INFORMATION
QUESTION NOS. RATEPAYERS 1-1 THROUGH 1-37**

COMES NOW, Rio Concho Aviation, Inc. ("Rio Concho") and files its Objections to Ratepayers' First Request for Information – Question Nos. Ratepayers 1-1 through 1-37.

Ratepayers' First Request for Information was filed on September 2, 2016. These objections are timely filed.

Respectfully submitted,

By: 

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ATTORNEY FOR RIO CONCHO AVIATION,
INC.

84

CERTIFICATE OF SERVICE

I hereby certify that I have served or will serve a true and correct copy of the foregoing document via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail and/or Certified Mail Return Receipt Requested to all parties on this the 7th day of September, 2016.

A handwritten signature in black ink, appearing to read 'J. Carlton', is written over a horizontal line.

John Carlton

**REQUEST FOR INFORMATION
QUESTION NOS. RATEPAYERS 1-1 THROUGH 1-37**

RIO CONCHO TAXES

RATEPAYERS RFI 1-1. Please provide Rio Concho tax returns for 2012, 2013, 2014 and 2015.

OBJECTION: Rio Concho objects to this request as it is partially related to the financial records that pre-date the test year used to establish the rates and the records of those years are irrelevant for this proceeding. Further, the requested tax returns are irrelevant and immaterial to this proceeding. See *Hall v Lawlis*, 907 S.W.2d 493 (Tex. 1995). In addition, the information related to Rio Concho's financial condition is available from other sources and that information has already been produced, which renders production of the request tax returns duplicative. See *In Re Williams*, 328 S.W.3d 103 (Tex.App.—Corpus Christi 2010, orig. proceeding) and *Sears, Roebuck & Co. v Ramirez*, 824 S.W.2d 558 (Tex. 1992).