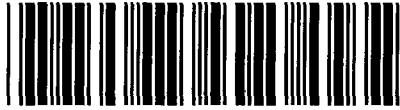


Control Number 45870



Item Number 39

Addendum StartPage 0

SOAH DOCKET NO. 473-16-4619.WS
PUC DOCKET NO. 45870

RECEIVED

COMPLAINT OF KER-SEVA LTD.
AGAINST THE CITY OF FRISCO

§
§

BEFORE THE STATE OFFICE OF
ADMINISTRATIVE HEARINGS

2016 AUG 18 PM 2:20
FILED
CLERK

**CITY OF FRISCO'S RESPONSES TO KER-SEVA, LTD., ADC WEST RIDGE VILLAS,
L.P., AND CENTER FOR HOUSING RESOURCES, INC.'S
FIRST SET OF REQUESTS FOR ADMISSION**

The City of Frisco ("City" or "Frisco") and files these Responses to the First Set of Requests for Admission ("RFA") of Ker-Seva Ltd. ADC West Ridge Villas, LP and Center for Housing Resources, Inc. ("Complainants") served on June 30, 2016. The City initially filed objections to the RFIs and RFAs and requested a Protective Order on July 11, 2016. The City subsequently withdrew the objections and agreed to respond by August 11, 2016. The parties agreed that responses to RFA Nos. 2-6 would be answered on August 18, 2016. This response is timely filed. The City agrees that the responses may be treated as if the answers were filed under oath.

The City and Complainants agreed to amend some of the requests which are reflected herein. Additionally, the definition of "Property" was agreed to refer to as: the approximately 8.5 acres of land in Collin County, Texas identified as the "Property" in the Annexation Agreement between the City of Frisco and Baljeet K. Jawanda and Daljit S. Hundle on or about October 13, 2006, and said Annexation Agreement is attached as Exhibit C to the Complaint, Item No. 1 in this docket.

Respectfully submitted,

Russell & Rodriguez, L.L.P.
1633 Williams Drive, Building 2, Suite 200
Georgetown, Texas 78628
(512) 930-1317
(866) 929-1641 (Fax)

Abernathy Roeder Boyd & Hullett, P.C.
Richard Abernathy
State Bar No. 00809500
1700 Redbud Blvd. Suite 300
McKinney, Texas 75069
(214) 544-4000
(214) 544-4040 (Fax)

/s/ Arturo D. Rodriguez, Jr.
ARTURO D. RODRIGUEZ, JR.
State Bar No. 00791551

ATTORNEYS FOR THE CITY OF FRISCO

**SOAH DOCKET NO. 473-16-4619.WS
PUC DOCKET NO. 45870**

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| COMPLAINT OF KER-SEVA LTD. AGAINST THE CITY OF FRISCO | § § | BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS |
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**CITY OF FRISCO’S RESPONSES TO KER-SEVA, LTD., ADC WEST RIDGE VILLAS,
L.P., AND CENTER FOR HOUSING RESOURCES, INC.’S
FIRST SET OF REQUESTS FOR ADMISSION**

Request for Admission No. 2: Admit that the City of McKinney, Texas, provides water service to all properties located along the south side of Westridge Boulevard east of Memory Lane and west of Custer Road in the extraterritorial jurisdiction and water and sewer CCNs of Frisco.

RESPONSE: After a reasonable inquiry and based on the information known or easily obtainable by Frisco, Frisco cannot admit or deny.

Prepared/sponsored by: To be supplemented

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**CITY OF FRISCO’S RESPONSES TO KER-SEVA, LTD., ADC WEST RIDGE VILLAS,
L.P., AND CENTER FOR HOUSING RESOURCES, INC.’S
FIRST SET OF REQUESTS FOR ADMISSION**

Request for Admission No. 3: Admit that the City of McKinney, Texas, provides sewer service to properties, other than Lot 1, along the south side of Westridge Boulevard east of Memory Lane and west of Custer Road in the extraterritorial jurisdiction and water and sewer CCNs of Frisco.

RESPONSE: After a reasonable inquiry and based on the information known or easily obtainable by Frisco, Frisco cannot admit or deny.

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**CITY OF FRISCO’S RESPONSES TO KER-SEVA, LTD., ADC WEST RIDGE VILLAS,
L.P., AND CENTER FOR HOUSING RESOURCES, INC.’S
FIRST SET OF REQUESTS FOR ADMISSION**

Request for Admission No. 4: Admit that the City of McKinney, Texas, provides water service to the residential homes along Plum Lane located south of the Property and within the extraterritorial jurisdiction and water and sewer CCNs of Frisco.

RESPONSE: After a reasonable inquiry and based on the information known or easily obtainable by Frisco, Frisco cannot admit or deny.

Prepared/sponsored by: To be supplemented

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**CITY OF FRISCO’S RESPONSES TO KER-SEVA, LTD., ADC WEST RIDGE VILLAS,
L.P., AND CENTER FOR HOUSING RESOURCES, INC.’S
FIRST SET OF REQUESTS FOR ADMISSION**

Request for Admission No. 5: Admit that the City of McKinney, Texas, began providing water service to the storage facility located directly east of Lot 2 after the transfer of the area in which the storage facility is located from the water CCN of the City of McKinney, Texas, to Frisco's water CCN.

RESPONSE: After a reasonable inquiry and based on the information known or easily obtainable by Frisco, Frisco cannot admit or deny.

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**CITY OF FRISCO’S RESPONSES TO KER-SEVA, LTD., ADC WEST RIDGE VILLAS,
L.P., AND CENTER FOR HOUSING RESOURCES, INC.’S
FIRST SET OF REQUESTS FOR ADMISSION**

Request for Admission No. 6: Admit that the City of McKinney, Texas, currently provides water service to the storage facility located directly east of Lot 2 and within the extraterritorial jurisdiction and water and sewer CCNs of Frisco.

RESPONSE: After a reasonable inquiry and based on the information known or easily obtainable by Frisco, Frisco cannot admit or deny.

Prepared/sponsored by: To be supplemented

CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of August, 2016, a true and correct copy of the foregoing document has been sent via facsimile, first class mail, or hand-delivered to the following counsel of record:

Mr. Sam Chang
Public Utility Commission of Texas
1701 N. Congress Avenue
Austin, Texas
(512) 936-7261
(512) 936-7268 Fax

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/s/ Arturo D. Rodriguez, Jr.

ARTURO D. RODRIGUEZ, JR.