



Control Number: 45870



Item Number: 51

Addendum StartPage: 0

2016 OCT -7 PM 1:59

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

§
§

BEFORE THE STATE OFFICE OF
ADMINISTRATIVE HEARINGS
PUBLIC UTILITY COMMISSION
FILING CLERK

**RESPONDENT'S RESPONSE TO ORDER NO. 3 AND RULE 194.2 EXPERT
DISCLOSURES**

TO: SERVICE LIST

COMES NOW, City of Frisco ("City"), and file this their Rule 194.2 Expert Disclosures pursuant to Tex. R. Civ. P. 194.2(f) and Order No. 3 in this docket. Discovery is ongoing, and Respondents reserve the right to supplement and amend the responses contained herein.

Request 194.2(f): For any testifying expert: (1) the expert's name, address, and telephone number; (2) the subject matter on which the expert will testify; (3) the general substance of the expert's mental impressions and opinions and a brief summary of the basis for them, or if the expert is not retained by, employed by, or otherwise subject to the control of the responding party, documents reflecting such information; (4) if the expert is retained by, employed by, or otherwise subject to the control of the responding party: (A) all documents, tangible things, reports, models, or data compilations that have been provided to, reviewed by, or prepared by or for the expert in anticipation of the expert's testimony; and (B) the expert's current resume and bibliography;

Response:

Mr. John Lettilier
Director, Development Services
City of Frisco
c/o Arturo D. Rodriguez, Jr.
Russell & Rodriguez, LLP
1633 Williams Drive, Suite 200
Georgetown, Texas 78628
(512) 930-1317

Mr. Lettellier is the City's Director of Development Services. He is an expert on city planning and subdivision regulations. He may testify regarding the City's development requirements. He is expected to testify on subdivision planning, development, utility planning, and the impact of the subject property on the City. Discovery is ongoing. Mr. Lettellier's opinions will be developed, if necessary, as the case proceeds. The City will supplement this response with his resume.

Ms. Lori Chapin, PE
Engineering Services Manager
City of Frisco
c/o Arturo D. Rodriguez, Jr.
Russell & Rodriguez, LLP
1633 Williams Drive, Suite 200
Georgetown, Texas 78628
(512) 930-1317

Ms. Chapin is the City's Engineering Services Manager. She is an expert on capital improvement projects and development planning. She may testify regarding the City's development requirements, utility planning, and impact of development on the City, including the City's utilities. Discovery is ongoing. Ms. Chapin's opinions will be developed, if necessary, as the case proceeds. The City will supplement this response with her resume.

Mr. Paul Knippel, P.E.
Director, Engineering Services
City of Frisco
c/o Arturo D. Rodriguez, Jr.
Russell & Rodriguez, LLP
1633 Williams Drive, Suite 200
Georgetown, Texas 78628
(512) 930-1317

Mr. Knippel is the Director of Engineering Services for the City. He is an expert on capital improvement projects, utility management, and development planning. He may testify regarding the City's development requirements, utility planning, utility management, and impact of development on the City, including the City's utilities. Discovery is ongoing. Mr. Knippel's opinions will be developed, if necessary, as the case proceeds. The City will supplement this response with his resume.

Jeff Payne, P.E.
Jessica Brown
Freese and Nichols
City of Frisco
c/o Arturo D. Rodriguez, Jr.
Russell & Rodriguez, LLP
1633 Williams Drive, Suite 200
Georgetown, Texas 78628
(512) 930-1317

Freese and Nichols is an engineering firm that performs project engineering for the City. Mr. Payne and Ms. Brown are experts in designing, developing, and master planning water and wastewater utility systems. They are expected to testify regarding capacity to provide service, routes of service, planning, and ability to connect water and sewer services to the City. Their mental impressions and opinions have not yet been formed. This response may be supplemented as required. The City will supplement this response with their resumes.

Dr. Victoria Harkins, P.E., Ph.D., D. WRE
President, Harkins Engineering, Inc.
City of Frisco
c/o Arturo D. Rodriguez, Jr.
Russell & Rodriguez, LLP
1633 Williams Drive, Suite 200
Georgetown, Texas 78628
(512) 930-1317

Dr. Harkins is President of Harkins Engineering. She is an expert on CCNs and the regulation of CCNs by state agencies. Dr. Harkins may provide testimony on CCN regulations, discriminatory aspects of CCNs, treatment of cities as a CCN holder, and state agency policy on CCNs. Dr. Harkins's mental impressions and opinions have not yet been formed. This response may be supplemented as required. The City will supplement this response with her resume.

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

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of October, 2016, a true and correct copy of the foregoing document has been sent via electronic mail, facsimile, first class mail, or hand-delivered to the following counsel of record:

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

Leonard Dougal
Ali Abazari
Mallory Beck
Jackson Walker, LLP
100 Congress Avenue, Suite 1100
Austin, Texas 78701
(512) 236-2000
(512) 391-2112 Fax

William G. Newchurch
Meitra Farhadi
Administrative Law Judges
300 West 15th St., Suite 502
Austin, Texas 78701
(512) 475-4993
(512) 322-2061- Fax

/s/ Arturo D. Rodriguez, Jr.
ARTURO D. RODRIGUEZ, JR.