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

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FORMAL COMPLAINT OF §
ADC WEST RIDGE L.P., AND §
CENTER FOR HOUSING RESOURCES, §
INC. AGAINST THE CITY OF FRISCO §

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

AMENDED REQUEST FOR SUBPOENA OF STAN FULKS

TO THE HONORABLE ADMINISTRATIVE LAW JUDGES:

The City of Frisco ("Frisco") files this Amended Request for Subpoena of Stan Fulks pursuant to Public Utility Commission ("PUC") Procedural Rule 22.145. On December 2, 2016, Frisco requested the issuance of a subpoena to Stan Fulks' to take his deposition.¹ Frisco hereby amends the request solely to change the date of deposition to January 11, 2017, at 9:00 a.m. All other information made in the request on December 2, 2017, is accurate. Attached hereto as Exhibit A is the amended subpoena.

The City respectfully requests the issuance of the subpoenas as requested above.

Respectfully submitted,

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

¹ See Item No. 88 on PUC Filing Notification System.

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 5th day of December, 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:

State Office of Administrative Hearings
300 West 15th Street, Suite 502
Austin, Texas 78701
(512) 475-4993
(512) 322-2061 Fax

Meitra Farhadi
Administrative Law Judge
State Office of Administrative Hearings
300 West 15th St., Suite 502
Austin, Texas 78701
(512) 475-4993
(512) 322-2061- *Via Facsimile*

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

Mr. Ali Abazari
Ms. Mallory Beck
Jackson Walker, LLP
100 Congress Avenue, Suite 1100
Austin, Texas 78701
(512) 236-2000
Via Electronic Mail

William G. Newchurch
Administrative Law Judge
State Office of Administrative Hearings 300
West 15th St., Suite 502
Austin, Texas 78701
(512) 475-4993
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/s/ Arturo D. Rodriguez, Jr.
ARTURO D. RODRIGUEZ, JR.

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FORMAL COMPLAINT OF	§	BEFORE THE STATE OFFICE OF
ADC WEST RIDGE L.P., AND	§	
CENTER FOR HOUSING RESOURCES,	§	
INC. AGAINST THE CITY OF FRISCO	§	ADMINISTRATIVE HEARINGS

AMENDED SUBPOENA

TO: ANY SHERIFF OR CONSTABLE OF THE STATE OF TEXAS, OR TO ANY OTHER PERSON WHO IS NOT A PARTY AND IS NOT LESS THAN EIGHTEEN YEARS OF AGE

GREETINGS: You are hereby authorized, commanded, and required, pursuant to TEX GOV'T CODE ANN § 2001.089 and the Rules of Procedure of the Public Utility Commission of Texas to summon Stan Fulks, who may be found at 16800 Westgrove Drive, Suite 400, Addison, Texas 75001, to appear before a court reporter, at the offices of Abernathy Roeder Boyd & Hullett, P.C., 1700 Redbud Blvd., Suite 300, McKinney, Texas 75069 at 9:00 a.m. on January 11, 2017, in order to give deposition as a witness in the above styled administrative proceeding, to attend from day to day until lawfully discharged.

SAID ABOVE NAMED WITNESS IS FURTHER COMMANDED to produce at said time and place set forth above, the following books, papers, documents, or other tangible things, to wit:

- a. His current resume or bibliography.
- b. All documents, tangible things, reports, models, or data compilations that have been provided to, reviewed by, or prepared by or for Stan Fulks, in anticipation of his testimony.
- c. All documents, including but not limited to, any and all reports, notes, contracts, agreements, memorandum, communications, electronic mail, texts, or other correspondence pertaining to the property located in the extraterritorial jurisdiction of the City of Frisco with the address of 9331 Westridge Boulevard in Collin County, Texas.

Exhibit A

- d. All documents reflecting communications between you and Ker-Seva Ltd., concerning the property located in the extraterritorial jurisdiction of the City of Frisco with the address of 9331 Westridge Boulevard in Collin County, Texas.
- e. All documents reflecting communications between you and ADC West Ridge, LP, concerning the property located in the extraterritorial jurisdiction of the City of Frisco with the address of 9331 Westridge Boulevard in Collin County, Texas.
- f. All documents reflecting communications between you and Center for Housing Resources, Inc., concerning the property located in the extraterritorial jurisdiction of the City of Frisco with the address of 9331 Westridge Boulevard in Collin County, Texas.
- g. All documents reflecting communications between you and any other person or entity, including the cities of McKinney and Frisco and the county of Collin, concerning the property located in the extraterritorial jurisdiction of the City of Frisco with the address of 9331 Westridge Boulevard in Collin County, Texas.

DO NOT FAIL to return this writ to said Administrative Law Judge, with return thereon, showing the manner of execution

Issued this _____ day of _____, 2016, at the request of Arturo D. Rodriguez, Jr., Attorney for Applicant, City of Frisco, in said proceeding.

METTRA FARHADI or
WILLIAM G. NEWCHURCH
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE
HEARINGS

RETURN OF SERVICE

Came to hand on the _ day of _____ 2016, at _____ o' clock _____ .m.

Executed at _____, within the County of _____, at _____ o'clock _____ .m. on the _____ day of _____ 2016, by delivering to the within named witness, _____, in person, a true copy of this subpoena.

To certify which witness my hand officially.

SHERIFF/CONSTABLE/AUTHORIZED PERSON
_____ County, Texas

CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of December, 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:

State Office of Administrative Hearings
300 West 15th Street, Suite 502
Austin, Texas 78701
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Administrative Law Judge
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Mr. Leonard Dougal
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100 Congress Avenue, Suite 1100
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(512) 236-2000
Via Electronic Mail

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