



Control Number: 46037



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DOCKET NO. 46037

RECEIVED

APPLICATION OF WINDY HILL §  
UTILITY CO. LLC FOR A SEWER §  
CERTIFICATE OF CONVENIENCE §  
AND NECESSITY IN HAYS COUNTY §

PUBLIC UTILITY COMMISSION

2016 OCT 19 PM 4:03

OF TEXAS

PUBLIC UTILITY COMMISSION  
FILING CLERK

**COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION  
TO WINDY HILL UTILITY CO. LLC  
QUESTION NOS. STAFF 2-1 THROUGH STAFF 2-5**

Pursuant to 16 Tex. Admin. Code § 22.144 (TAC) of the Commission's Procedural Rules, the Staff of the Public Utility Commission of Texas (Staff) requests that Windy Hill Utility Co. LLC by and through its attorneys of record, provide the following information and answer the following question(s) under oath. The question(s) shall be answered in sufficient detail to fully present all of the relevant facts, within the time limit provided by the Presiding Officer or within 20 days, if the Presiding Officer has not provided a time limit. Please copy the question immediately above the answer to each question. These question(s) are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.

Provide an original and three copies of your answers to the questions to the Filing Clerk, Public Utility Commission of Texas, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas 78712-3326.

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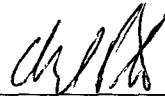
Dated: October 19, 2016

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Margaret Uhlig Pemberton  
Division Director

Karen S. Hubbard  
Managing Attorney



Alexander Petak  
State Bar No. 24088216  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78712-3326  
(512) 936-7377  
(512) 936-7268 (facsimile)

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**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on October 19, 2016, in accordance with 16 TAC § 22.74.



Alexander Petak

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**COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION  
TO WINDY HILL UTILITY CO. LLC  
QUESTION NOS. STAFF 2-1 THROUGH STAFF 2-5**

**DEFINITIONS**

- 1) "Windy Hill" or "you" refers to Windy Hill Utility Co. LLC and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons.
- 2) "Document" includes any written, recorded, or graphic matter, however produced or reproduced, including but not limited to correspondence, telegrams, contracts, agreements, notes in any form, memoranda, diaries, voice recording tapes, microfilms, pictures, computer media, work papers, calendars, minutes of meetings or other writings or graphic matter, including copies containing marginal notes or variations of any of the foregoing, now or previously in your possession. In the event any documents requested by this Request for Information have been transferred beyond the Company's control, describe the circumstances under which the document was destroyed or transferred and provide an exact citation to the subject document. In the event that documents containing the exact information do not exist, but documents do exist which contain portions of the required information or which contain substantially similar information, then the definition of "documents" shall include the documents which do not exist and these documents will be provided.

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**COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION  
TO WINDY HILL UTILITY CO. LLC  
QUESTION NOS. STAFF 2-1 THROUGH STAFF 2-5**

**INSTRUCTIONS**

- 1) Pursuant to 16 TAC § 22.144(c)(2), Staff requests that answers to the requests for information be made under oath.
- 2) Please copy the question immediately above the answer to each question. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.
- 3) These questions are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer.
- 4) Words used in the plural shall also be taken to mean and include the singular. Words used in the singular shall also be taken to mean and include the plural.
- 5) The present tense shall be construed to include the past tense, and the past tense shall be construed to include the present tense.
- 6) If any document is withheld under any claim of privilege, please furnish a list identifying each document for which a privilege is claimed, together with the following information: date, sender, recipients or copies, subject matter of the document, and the basis upon which such privilege is claimed.
- 7) Pursuant to 16 TAC § 22.144(g)(4), if the response to any request is voluminous, please provide a detailed index of the voluminous material.
- 8) Staff requests that each item of information be made available as it is completed, rather than upon completion of all information requested.

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TO WINDY HILL UTILITY CO. LLC  
QUESTION NOS. STAFF 2-1 THROUGH STAFF 2-5**

- Staff 2-1** Please state how the average consumption will be determined for the customers for the gallonage billing. The proposed tariff submitted states:
- a) "Volume charges are determined based on average consumption for winter period which includes the following months: N/A"
  - b) Please indicate which months are used in the winter's month average and how the utility will be collecting this information.
- Staff 2-2** Reference Windy Hill's response to Staff RFI 1-1 to 1-3, projected financial statements, please confirm that Year 1 to Year 5 used in the projected financial statements pertains to Year 2016 - 2020. If not, please provide the correct year referred to in the projected financial statements.
- Staff 2-3** Reference Windy Hill's response to Staff RFI 1-3, the revenues in the projected income statement, do not match with the fees and rates as shown in the proposed tariff provided with the CCN application. Please provide calculations supporting the revenue number, and reconcile the proposed tariff rates with the proposed revenues, and number of taps from Year 1 to Year 5 in the projected income statements. The reconciliation should include, but not limited to the following:
- a) Total meters at year end (Year 1 – Year 5);
  - b) Fees per meter (new meters x tap fee per proposed tariff); and
  - c) Fees (utility rate income).
- Staff 2-4** Reference Windy Hill's response to Staff RFI 1-3, projected income statement, please provide more information on the "Other (Connection Fee)" of \$322,000 for Year 1. This fee is not found in the proposed tariff. The information should include but not limited to, a description of the fee and who it is charged to, the type of income, and any calculations supporting the number, including number of affected connections, if applicable.
- Staff 2-5** Reference Windy Hill's response to Staff RFI 1-1 to 1-3, projected financial statements. If changes in the financials were made, please provide an updated projected financial statements to match any responses for information in this filing that have provided different information.

In addition, Applicant may also provide a corrected proposed tariff, if needed.