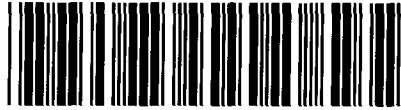




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APPLICATION OF DOUBLE § BEFORE THE STATE OFFICE  
DIAMOND UTILITY COMPANY, INC. § OF FILING CLERK  
FOR WATER AND SEWER § ADMINISTRATIVE HEARINGS  
RATE/TARIFF CHANGE §

**WHITE BLUFF RATEPAYERS GROUP'S  
MOTION TO DECLASSIFY**

TO THE HONORABLE ADMINISTRATIVE LAW JUDGE:

Pursuant to paragraph 25 of the Protective Order in this docket, White Bluff Ratepayers Group ("WBRG") files this motion to declassify the bulk of the 3592 pages of documents filed as confidential under the Protective Order.

On August 1, 2016, Double Diamond Utility Company, Inc. ("Double Diamond") filed its application to change rates. Double Diamond submitted portions of the application and supporting workpapers as confidential. At the time, Double Diamond did not submit a proposed Protective Order, or provide any other mechanism to allow the ratepayers to review the information deemed confidential. On October 20, 2016, the ALJ in this matter entered a Protective Order. On October 21, 2016, WBRG submitted its first set of certifications under the Protective Order.

Double Diamond produced electronic copies of the Protected Materials on October 25, 2016. The Protected Materials were Bates Stamped DDU000001 through DDU003592. WBRG's Reviewing Representatives reviewed the Protected Materials. The Protected Materials consist of Tables from the rate change application form, and workpapers supporting information contained in the application.

The vast majority of the Protected Materials do not contain information that should be classified as confidential. Most of Protected Information is simply account listing and invoices supporting the numbers included in the application. There is nothing confidential about such information Double Diamond is seeking to raise its rates. Double Diamond has the burden of establishing that its rates are just and reasonable. All of the ratepayers should have the ability to review this information. Moreover, much of this information was produced in discovery in the prior three rate cases involving Double Diamond at the TCEQ.

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Double Diamond should not be allowed to both seek to recover these costs through rates and claim that the information is "confidential," thereby greatly complicating review of such information. Double Diamond should not be allowed to engage in tactics designed to suppress ratepayer participation and increase ratecase expenses by over-designating information as Protected Material and then litigating the designation of information that is in no way protected from public disclosure under the Public Information Act.

**Prayer**

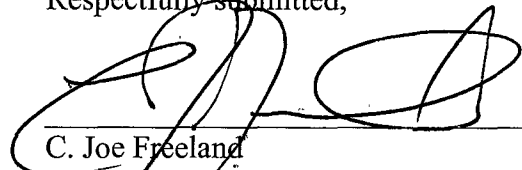
WBRG has reviewed the Protected Materials provided by Double Diamond and moves to declassify all of the information claimed as protected (DDU000001 to DDU003592) with the following exceptions: DDU000178-DDU000179, DDU001955-DDU001956, and DDU003567-DDU3592.

**Certificate of Conference**

Counsel for WBRG certifies that he attempted to resolve this dispute regarding the designation of material as Protected Materials through telephone calls and email correspondence with Double Diamond's counsel, but efforts to resolve the dispute have been unsuccessful as Double Diamond continues to maintain that all of the information is confidential.

**Dated: November 3, 2016**

Respectfully submitted,

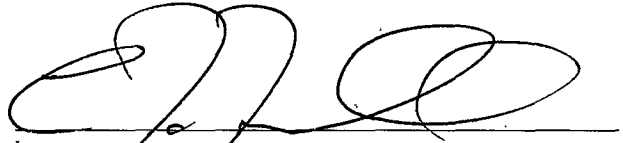


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ATTORNEYS FOR  
WHITE BLUFF RATEPAYERS GROUP

**CERTIFICATE OF SERVICE**

I certify that a copy of this First Request for Information was served on all parties of record in this proceeding on November 3, 2016, by hand-delivery, facsimile, electronic mail, and/or First Class Mail.



C. Joe Freeland