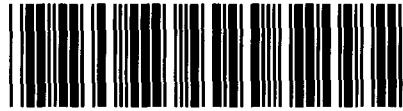




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| APPLICATION OF DOUBLE | § | BEFORE THE STATE OFFICE |
| DIAMOND UTILITY COMPANY, INC. | § | OF |
| FOR WATER AND SEWER | § | ADMINISTRATIVE HEARINGS |
| RATE/TARIFF CHANGE | § | |

**OBJECTIONS OF WHITE BLUFF RATEPAYERS GROUP TO
DOUBLE DIAMOND UTILITY COMPANY'S FIRST REQUEST FOR INFORMATION**

White Bluff Ratepayers Group (WBRG) files the following objections to Double Diamond Utility Company's (DDU's) First Request for Information to WBRG.

I. INTRODUCTION

WBRG received DDU's First Request for Information on August 17, 2017. Pursuant to Commission Procedural Rule 22.144(d), these objections are timely filed. Counsel for DDU and WBRG have negotiated, and are continuing to negotiate, these objections diligently and in good faith.

II. GENERAL OBJECTIONS

WBRG generally objects to the RFIs based on the timing of the requests. WBRG's prefiled direct testimony is due September 8, 2017, which is two days after the deadline to respond to these RFIs. Pursuant to Tex. R. Civ. Proc. 11 and 191.1, WBRG and DDU have agreed to postpone the response date until after WBRG files testimony, which negates WBRG's need to object to the those requests. WBRG expects to fully answer the requests through its testimony. To the extent that its testimony does not address all of these requests, WBRG will promptly provide the requested information.

III. SPECIFIC OBJECTIONS

DDU REQUEST TO WBRG 1-4 Identify all documents you intend to introduce as exhibits at the hearing on the merits.

OBJECTION: WBRG is not required to marshal all of its evidence in discovery. TRCP 197.1. Additionally, this request is impermissibly overly broad in scope in that it requests all evidence that WBRG might use in trial. *See K-mart Corp. v. Sanderson*, 937 S.W.2d 429, 431-32 (Tex.

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1996). It would be unduly burdensome for WBRG to provide all such documents. Further, provision of the evidence to be used by WBRG at trial would result in the disclosure of the privileged thought processes (work product and mental impressions) of WBRG's counsel and is, therefore, not subject to discovery.

IV. CONCLUSION

For these reasons, WBRG respectfully requests that its objections to DDU's First Requests for Information be sustained.

Dated: August 28, 2017

Respectfully submitted,



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ATTORNEY FOR
WHITE BLUFF RATEPAYERS GROUP

CERTIFICATE OF SERVICE

I certify that a copy of this Response to Double Diamond's First Request for Information was served on all parties of record in this proceeding on August 28, 2017, by hand-delivery, facsimile, electronic mail, and/or First Class Mail.



C. Joe Freeland