



Control Number: 46662



Item Number: 285

Addendum StartPage: 0

SOAH DOCKET NO. 473-17-4964.WS

PUC DOCKET NO. 46662 2018 FEB -9 PM 2:06

PETITION OF THE CITIES OF	§	BEFORE THE STATE OFFICE
GARLAND, MESQUITE, PLANO AND	§	
RICHARDSON APPEALING THE	§	
DECISION BY NORTH TEXAS	§	OF
MUNICIPAL WATER DISTRICT	§	
AFFECTING WHOLESALE WATER	§	
RATES	§	ADMINISTRATIVE HEARINGS

**COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION TO
CITY OF FORNEY
QUESTION NOS. STAFF 2-1 THROUGH STAFF 2-3**

Pursuant to 16 Tex. Admin. Code § 22.144 of the Commission's Procedural Rules, the Staff of the Public Utility Commission of Texas (Staff) requests that City of Forney 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 78711-3326.

Dated: February 9, 2018

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney



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PUC DOCKET NO. 46662**

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on February 9, 2018 in accordance with 16 TAC § 22.74.



Landon J. Lill

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**COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION TO
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QUESTION NOS. STAFF 2-1 THROUGH STAFF 2-3**

DEFINITIONS

- A. "City", "Company" or "you" refers to City of Forney and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons.

- B. "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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INSTRUCTIONS

- 1) Pursuant to 16 Tex. Admin. Code § 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 Tex. Admin. Code § 22.144(h)(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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**COMMISSION STAFF'S SECOND REQUEST FOR INFORMATION TO
CITY OF FORNEY
QUESTION NOS. STAFF 2-1 THROUGH STAFF 2-3**

- Staff 2-1 Has City of Forney ever paid or contributed any money to the District beyond the amount charged for annual minimums, excess water charges, and District Policy No. 8 financing? If the answer is yes, please explain the circumstances, the amount of money involved, and the date of each contribution.
- Staff 2-2 Has City of Forney ever utilized Policy No. 8? If the answer is yes, please describe the project for which the policy was utilized and identify the cost of the project, the date, and the increase to the annual minimum.
- Staff 2-3 Did City of Forney contribute any money to the construction of any of the reservoirs used by the District or to the construction of the East Fork Water Reuse project? In answering this question, please do not include money paid as annual minimums, excess water charges, and charges related to District Policy No. 8 financing.
- a. If the answer to Staff RFI 2-3 is yes, please the list the amount and date of the contribution?