

Control Number: 46674



Item Number: 281

Addendum StartPage: 0

APPLICATION OF SUBURBAN  
UTILITY COMPANY, INC. FOR  
RATE/TARIFF CHANGE

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PUBLIC UTILITY COMMISSION PM 2:21

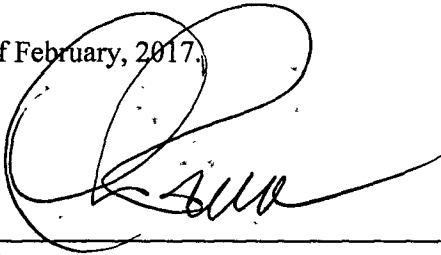
OF TEXAS

PUBLIC UTILITY COMMISSION  
FILING CLERK

**SUBURBAN UTILITY COMPANY, INC.'S RESPONSES TO THE  
COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION  
REQUESTS NO. 1-1 THROUGH 1-2**

Pursuant to Chapter 16, et. seq. of the Texas Administrative Code, §22.144 ("TAC"), and Rules 190-198 of the Texas Rules of Civil Procedure, SUBURBAN UTILITY COMPANY, INC. ("SUBURBAN") hereby submits and serves these responses to the Commission Staff's First Request for Information to SUBURBAN. SUBURBAN, Requests 1-1 through 1-2. SUBURBAN will supplement its responses should it become aware of any additional responsive information.

Respectfully submitted this 6<sup>th</sup> day of February, 2017.



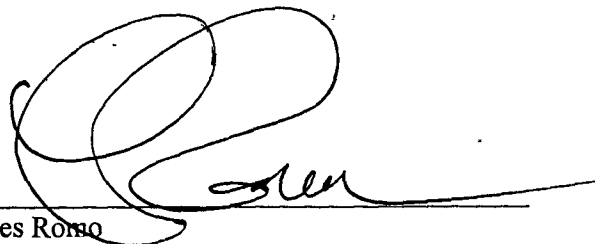
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Les Romo  
Law Offices of Les Romo  
102 West Morrow Street, Suite 202  
P.O. Box 447  
Georgetown, Texas 78627  
(512) 868-5600  
Fax: (512) 591-7815  
State Bar No. 17225800  
lesromo.lawoffice@gmail.com

ATTORNEY FOR SUBURBAN UTILITY COMPANY, INC.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing and the following Responses to the Commission Staff's First Request for Information to Suburban Utility Company, Inc. were served on the known parties to date on the 6<sup>th</sup> day of February, 2017 by either First Class Mail, or Facsimile

Transmission or hand delivery.



Les Romo

**SUBURBAN UTILITY COMPANY, INC.'S RESPONSES  
TO THE COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION**

**GENERAL OBJECTIONS:**

SUBURBAN objects to:

(1) documents, materials or any other item or matter that are in the possession and/or control of the Commission, its staff, attorneys and/or by any state or other agency to which they have equal access as SUBURBAN.

(2) any request that either requests or requires it to create documents, lists, charts or other materials that are not currently in existence and/or which are not in its possession or which are equally accessible to the Commission, its staff, attorneys and/or by any state or other agency to which they have equal access as SUBURBAN.

(3) any request that requests documents, materials and information that is beyond the scope of the issues in this case, and the time period in the test year, and which are not subject to the company's control or possession.

(4) any request that requests documents, materials and information that are not relevant to the issues in this case and/or which will not lead to the discovery of relevant information.

(5) any request that seeks information; documents and materials that cover the time period that is beyond the test year in this case, and that is beyond the period of known and measurable changes in this proceeding.

The General Objections apply to each and every Response by SUBURBAN to the Commission Staff's First Request for Information as if set forth fully within each Response.

**CONDITIONS TO RESPONSE:**

1. SUBURBAN's responses are based on the present knowledge of its directors, managers and officers, after a reasonable investigation and a reasonable interpretation and construction of the request in providing these responses.

2. SUBURBAN reserves the right to redact any portion(s) of otherwise responsive and non-privileged documents that contain irrelevant, non-responsive or privileged information.

3. SUBURBAN will supplement its responses if, and when such may be required by applicable discovery rules to this case, if necessary.

4. Any responses in which SUBURBAN Y will produce documents and/or materials are limited in scope to the degree that the documents and/or materials exist, and are in the possession and/or control of SUBURBAN and/or reasonably available to SUBURBAN.

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PLEASE NOTE: The persons answering and providing the information for each of the Responses to the Commission Staff's First Request for Information on behalf SUBURBAN are: Mitchell M. Martin, Jr., Michael M. Martin, Sr., and Bret W. Fenner.

Without waiving the above-stated objections, and subject to the afore-said objections and conditions SUBURBAN responds to the Commission Staff's First Request for Information as set forth below:

1-1 Explain how Suburban Utility determined a 10% return on equity. Provide Documents that support or provide the basis for Suburban Utility's determination of 10% return on equity.

RESPONSE:

See SUBURBAN'S Response to OPUC's First Request for Information No. 1-21 that was filed in this case and served on the Commission's Staff that provides the information requested by this Request.

1-2 For each of the Beaumont Place (PWS ID: 1010098), Cypress Bend (PWS ID: 10110119), and Reservoir Acres (PWS ID: 1010197) water systems:

a. Provide a copy of the most recent Comprehensive Compliance Investigation from the Texas Commission on Environmental Quality:

RESPONSE:

OBJECTION: As stated above, SUBURBAN Objects to providing documents that are equally accessible to the Commission and its staff as they are to SUBURBAN. The Commission and its staff can just as easily obtain the requested documents from the Texas Commission on Environmental Quality as SUBURBAN. Therefore, SUBURBAN Objects to providing the requested documents and suggests that the Commission and its Staff obtain such from the Texas Commission on Environmental Quality.

b. Provide construction approval letters from the Texas Commission on Environmental Quality for equipment installed subsequent to Suburban Utility's previously approved rate case.

RESPONSE:

SUBURBAN does not have any responsive documents.

VERIFICATION

STATE OF TEXAS }

COUNTY OF MONTGOMERY }

I hereby verify that I have read the foregoing Suburban Utility Company, Inc.'s responses to the PUC Staff's First Request for Information and the responsive statements and documents contained therein and attached thereto, are true and correct to the best of my knowledge and belief.

Mitchell M. Martin, Jr.  
Mitchell M. Martin, Jr.

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned authority on this  
\_\_ day of February, 2017 before me, by Mitchell M. Martin, Jr..



Janet M. Wisnowski  
Notary Public, in and for the  
State of Texas