



Control Number: 49154



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Docket No. 49154
SOAH Docket No. 473-19-5677.WS

RATEPAYERS' APPEAL OF THE
DECISION BY LAGUNA MADRE
WATER DISTRICT TO CHANGE
RATES

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BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS

RATEPAYERS' FIRST SET OF REQUESTS FOR INFORMATION
TO LAGUNA MADRE WATER DISTRICT

TO: Laguna Madre Water District, by and through its attorney of record:

Brian J. Hansen
LAW OFFICES OF FRYER & HANSEN, PLLC
1352 West Pecan Blvd
McAllen, Texas 78501

COME NOW, **South Padre Island Golf Course via the undersigned SPI Golf Homeowners JV, Inc. ("Ratepayers")**, and propound the following First Set of Requests for Information to you under the provisions of Subchapter H of the Commission's procedural rules, and request you to produce and permit the Ratepayers, or someone acting on their behalf, to inspect and copy at the offices of Royston, Rayzor, Vickery & Williams, L.L.P., 55 Cove Circle, Brownsville, Texas the following designated documents and things within twenty (20) days after receipt hereof.

DEFINITIONS

As used herein, the following terms shall have the meaning indicated below:

A. **Person** means natural persons, corporations, partnerships, sole proprietorships, unions, associations, federations or any other kind of entity.

B. **Document** means any printed, typewritten, hand written, mechanically or otherwise recorded matter of whatever character including but without limitation, letters, purchase orders, memoranda, telegrams, notes, catalogues, brochures, diaries, reports, calendars, inter or intra-office communications, depositions, answers to interrogatories,

pleadings, judgments, newspaper articles, photographs, tape recordings, motion pictures and any carbon or photographic copies of any such material if you do not have custody or control of the original. If any document requested to be identified was not or is no longer in your possession or control or is no longer in existence, state whether it is:

1. Missing or lost;
2. Destroyed;
3. Transferred voluntarily or involuntarily to others, and, if so, to

whom; or,

4. Otherwise disposed of, and in each instance explain the circumstances surrounding an authorization of such disposition thereof, state the approximate date thereof and describe its contents.

C. **You** and **Yours** shall mean the party to whom these questions are directed as well as agents, employees, attorneys, investigators and all other **persons** acting for said party.

D. **Reference to Documents.** In those instances when the responding party chooses to answer a request for information by referring to a specific document or record, it is requested that the specification be in sufficient detail to permit the requesting party to locate and identify the records and/or documents from which the answer is to be ascertained, as readily as can the party served with the request.

E. **Document Destruction.** It is requested that all documents and/or other data compilations that might impact on the subject matter of this litigation be preserved and that any ongoing process of document destruction involving such documents cease.

INSTRUCTIONS

A. Documents produced in response hereto shall be organized and designated to correspond to the category in the request or produced as they are kept in the usual course of business.

B. If privileged or work product protection is claimed as a ground for withholding production of one or more documents, in whole or in part, the response hereto shall identify the date of the document, its subject matter, its length, its attachments, if any, its present custodian and all recipients thereof, whether indicated

on the documents or otherwise and shall describe the factual basis for the claim of privileged or work product protection in sufficient details so as to permit the Court to adjudicate the validity of the claim.

C. In the event that a document called for by these requests has been destroyed, the response hereto shall identify the prepare of the document, its addresser, addressee, each recipients thereof, each person to whom distributed or shown, date prepared, date transmitted (if different), date received, a description of the contents and subject matter, the date of its destruction, the manner of its destruction, the name, title, and address of each person authorized in its destruction, the reason for its destruction, the name, title and address of the person destroying the document and a description of efforts to locate the document and copy it.

Respectfully submitted,

ROYSTON, RAYZOR, VICKERY & WILLIAMS, LLP

By: /s/ Liliana Elizondo

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ATTORNEYS FOR RATEPAYERS

Certificate of Service

I hereby certify, that a true and correct copy of the above and foregoing document was served via facsimile, certified mail/regular U.S. first class mail, and/or e-mail upon the following counsel of record on this the 2nd day of December 2019.

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/s/ Lilitana Elizondo
Of Royston, Rayzor, Vickery & Williams, L.L.P.

FIRST SET OF REQUESTS FOR INFORMATION

1. Please produce all studies prepared by or for Laguna Madre Water District regarding raw water since in or after 1988.

RESPONSE:

2. Please produce all invoices received from Dan V. Jackson, Economists.com, Willdan, and any other firm for whom Dan V. Jackson's work the invoice charged Laguna Madre Water District from 1988 to the present.

RESPONSE:

3. Please produce copies of all payments made to Dan V. Jackson, Economists.com, Willdan, and any other firm for work by Dan V. Jackson from 1988 to the present.

RESPONSE:

4. Please identify all Laguna Madre Water District raw water rate increases from 1988 to the present by amount and date.

RESPONSE:

5. Please identify the composition of the water line used by Laguna Madre Water District to transport water to South Padre Island Golf Course.

RESPONSE:

6. Please identify the age of the water line used by Laguna Madre Water District to transport water to South Padre Island Golf Course.

RESPONSE:

7. Please identify the dimensions of the water line used by Laguna Madre Water District to transport water to South Padre Island Golf Course.

RESPONSE:

8. Please identify the projected time of replacement of the water line used by Laguna Madre Water District to transport water to South Padre Island Golf Course, and explain how this projected time of replacement was calculated, including what it is based upon.

RESPONSE: