

Control Number: 49189



Item Number: 100

Addendum StartPage: 0

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APPLICATION OF THE CITY OF	§	BEFORE THE STATE OFFICE
AUSTIN FOR AUTHORITY TO	§	
CHANGE THE WATER AND	§	
WASTEWATER RATES FOR NORTH	§	
AUSTIN MUNICIPAL UTILITY	§	
DISTRICT NO. 1, NORTHTOWN	§	
MUNICIPAL UTILITY DISTRICT,	§	OF
TRAVIS COUNTY WATER CONTROL	§	
AND IMPROVEMENT DISTRICT NO.	§	
10, AND WELLS BRANCH	§	
MUNICIPAL UTILITY DISTRICT IN	§	
WILLIAMSON AND TRAVIS	§	
COUNTIES	§	ADMINISTRATIVE HEARINGS

**NORTH AUSTIN MUNICIPAL UTILITY DISTRICT NO. 1, NORTHTOWN
MUNICIPAL UTILITY DISTRICT, TRAVIS COUNTY WATER CONTROL &
IMPROVEMENT DISTRICT NO. 10, AND WELLS BRANCH MUNICIPAL UTILITY
DISTRICTS' MOTION FOR SANCTIONS AND ABATEMENT OF PROCEEDINGS
AND REQUEST FOR PRELIMINARY HEARING**

COME NOW, North Austin Municipal Utility District No. 1, Northtown Municipal Utility District, Travis County Water Control & Improvement District No. 10, and Wells Branch Municipal Utility District (the "Districts") and file this Motion for Sanctions and Abatement of Proceedings and Request for Preliminary Hearing (the "Motion") to address the City of Austin's ("City") inadequate responses to Districts' filed Requests for Information ("Requests") and City's Errata. Under 16 Tex. Admin. Code § 22.161(e), a party may file a motion for sanctions at any time during proceedings. Therefore, the Districts filed this Motion timely.¹ In support of this Motion, Districts respectfully show the following:

I. BACKGROUND

Under the Commission rules and the Rules of Civil Procedure, a party may obtain discovery regarding any matter not privileged and relevant to the subject matter of the pending action, and a party may obtain discovery of information reasonably calculated to lead to the

¹ 16 TAC § 22.161(e).

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discovery of admissible evidence.² The Districts intended their Requests to be comprehensive and provide meaningful responses in advance of the Districts' deadline to file their direct testimony in this case, which is due October 18, 2019.

The City objected to the Districts' Requests and, in response, the Districts timely filed Motions to Compel responses to the Districts' First, Second, Third, Fourth, Fifth, Sixth, Seventh, and Eighth Requests,³ because the Commission rules entitle the Districts to responses to their requests that comply with the Commission rules. The City has failed to reply to Districts' Requests in compliance with the Commission rules, and the Districts' Motions to Compel remain pending before the Administrative Law Judges ("ALJs").

The City filed Errata to its direct testimony and schedules on October 4, 2019 ("City's Errata"),⁴ only 14 days before Districts' prefiled testimony is due and seven (7) days *after* the Districts' procedural deadline to serve discovery on the City and depose the City's witnesses. The Districts are entitled to discovery on the City's Errata before filing their direct case.

II. ARGUMENT

A. VOLUMINOUS PRODUCTION

A party may obtain discovery regarding any matter not privileged and relevant to the subject matter of the pending action, and a party may obtain discovery of information reasonably calculated to lead to the discovery of admissible evidence.⁵ Commission Procedural Rules state that "[r]esponses to particular questions that consist of less than 100 pages are not voluminous and shall be filed in full."⁶ For responses to particular questions that consist of 100 page or more, Commission Procedural Rule 22.144(h)(4) requires that:

² Tex. R. Civ. Proc. 192.3; 16 TAC § 22.141(a).

³ Motion to Compel City of Austin to Respond to Intervenors' 1st and 2nd Requests for Information as Required by Commission Rules, Docket No. 49189, Item 62 (Sep. 19, 2019); Motion to Compel City of Austin to Respond to 3rd, 4th, and 5th Corrected Requests for Information as Required by Commission Rule, Docket No. 49189, Item 71 (Sep. 25, 2019); Districts' Motion to Compel City of Austin to Respond to Districts' 6th Request for Information, Docket No. 49189, Item 83 (Sep. 30, 2019); Districts' Motion to Compel City of Austin to Respond to Districts' 7th and 8th Requests for Information, Docket No. 49189, Item 91 (Oct. 3, 2019).

⁴ City of Austin D/B/A Austin Water's Errata, Docket No. 49189, Item 94 (October 4, 2019).

⁵ Tex. R. Civ. Proc. 192.3; 16 TAC § 22.141(a).

⁶ 16 TAC § 22.144(h)(1).

(4) The party providing the voluminous material shall file with its response a detailed index of the voluminous material responsive to a particular question and shall organize the responses and material to enable parties to efficiently review the material, including labeling of material by request for information number and subparts and sequentially numbering the material responsive to a particular question. The index shall include:

- (A) information sufficient to locate each individual document by page number, file number, and box number;
- (B) the date of each document;
- (C) the title of the document, or, if none exists, a description of the document;
- (D) the name of the preparer of each document; and
- (E) the length of each document.⁷

The City has refused to provide the Districts with discovery that complies with the requirements of Commission Procedural Rule § 22.144(h), even after the Districts filed eight Motions to Compel requesting indices as required by the rule. At this late stage in the hearing process, the Districts have no other recourse than to file this Motion for Sanctions and Abatement.

The City's rate filing package and direct case in this matter initially consisted of 3,731 pages of material,⁸ and the City's response to Districts' discovery in this matter resulted in 271 additional documents of 8,100 pages which include 83 additional Excel spreadsheets with 516 tabs. The Commission's rules set the framework for production of documents by requiring the producing party to provide a ***detailed*** index of the documents produced when that production is 100 pages or more.⁹ The rule prevents abuse of the discovery process by a party producing voluminous records that require the requesting party to review thousands of pages in order to glean the relevant and responsive information. The City has done exactly what the Commission intended the rule to prevent ... buried the Districts in thousands of pages of documents. The burden of sifting through so much information without a proper index is massive, and there is simply no way that the Districts can reasonably analyze the documents in such a short amount of time without a

⁷ 16 TAC § 22.144(h)(4).

⁸ See Application of the City of Austin D/B/A Austin Water for Authority to Change Water and Wastewater Rates, Docket No. 49189, Item 2 (April 15, 2019).

⁹ 16 TAC § 22.144(h)(4).

proper index. The Districts' Requests properly seek to discover the bases for City's rate request, and the Districts expect City to produce detailed responses that include detailed indices of the City's production as required by the Commission's rules.

The Districts anticipate that City will not file an adequate index of voluminous materials in response to Districts' Seventh, Eighth, Ninth, Tenth and Eleventh Requests, because the City failed to do so in its prior responses to Districts' First, Second, Third, Fourth, Fifth, and Sixth Requests, despite the City admitting that the responsive documents were voluminous.¹⁰ The City's responses to Districts' First, Second, Third, Fourth, Fifth, and Sixth Requests merely contained images of the DVDs with a list of the file names included on the particular DVD and not the Commission-required index. Copies of the relevant pages from City's responses to Districts' First, Second, Third, Fourth, Fifth, and Sixth Requests are attached as Exhibits A, B, C, D, E, and F.¹¹

Furthermore, in the City's Response to Districts' Motion to Compel Responses to Districts' First and Second Requests for Information, the City simply alleged that the title of the documents provided on the discs "is readily apparent, and each document is completely distinguishable from all others."¹² As an example of what miniscule information the City provided, the City's Response to the Districts' Corrected Third Request included on a single DVD with an "index" that included seven documents entitled "AW Districts 3-38, Attachment [No.]-Lobbying.pdf" and five documents entitled "AW Districts 3-38, Attachment [No.]-Membership Questions from Austin Water.pdf."¹³ Furthermore, 112 documents from the City's Response to Districts' First and Second Requests used the same format without further explanation: "AW [Request Number],

¹⁰ See City of Austin D/B/A Austin Water's Response to Districts' First Request for Information, Docket No. 49189, Item 39, p. 14 (Aug. 28, 2019), and City of Austin D/B/A Austin Water's Response to Districts' Second Request for Information, Docket No. 49189, Item 47, p. 8 (Sep. 3, 2019).

¹¹ See City of Austin D/B/A Austin Water's Response to Districts' First Request for Information, Docket No. 49189, Item 39, p. 14 (Aug. 28, 2019); City of Austin D/B/A Austin Water's Response to Districts' Second Request for Information, Docket No. 49189, Item 47, p. 8 (Sep. 3, 2019); City of Austin D/B/A/ Austin Water's Response to Districts' Corrected Third Request for Information, Docket No. 49189, Item 59, p. 48 (Sep. 19, 2019); City of Austin D/B/A/ Austin Water's Response to District's Corrected Fourth Request for Information, Docket No. 49189, Item 60, p. 11 (Sep. 19, 2019); City of Austin D/B/A/ Austin Water's Response to District's Corrected Fifth Request for Information, Docket No. 49189, Item 61, p. 8 (Sep. 19, 2019); City of Austin D/B/A/ Austin Water's Response to District's Sixth Request for Information, Docket No. 49189, Item 85, p. 55 (Oct. 1, 2019), also attached as Exhibits A, B, C, D, E, and F.

¹² City of Austin D/B/A Austin Water's Response to Districts' Motion to Compel Responses to Districts' First and Second Requests for Information, Docket No. 49189, Item 73, p. 3 (Sep. 26, 2019).

¹³ See City of Austin D/B/A/ Austin Water's Response to Districts' Corrected Third Request for Information, Docket No. 49189, Item 59, p. 48 (Sep. 19, 2019).

Attachment [Number].”¹⁴ The City’s title for these documents provided no indication of what information was contained in them. For all the Districts know most of the information in them could be completely irrelevant and only included to impede the Districts’ preparation of their direct case. The City entitled one PDF file as “AW 2-1, Attachment 1,” and that single file contained 263 pages relating to \$282,460,000 in bonds issued in 2013.

The Districts request that the ALJs abate the proceeding until the City properly responds to the Districts’ Requests consistent with the Commission’s requirements and the Districts have an opportunity to reasonably prepare their direct case.

B. PENDING DISCOVERY DISPUTES

The Districts have filed 11 Requests on the City, all of which have remained unanswered, either in whole or in part, because of the City’s objections and stonewalling. The Districts’ Requests are detailed in the following chart:

<u>DATE</u>	<u>DESCRIPTION</u>
08/08/2019	<p>Districts’ First Request for Information to City</p> <ul style="list-style-type: none"> • 08/28/2019 City filed Responses to First Request <i>City produced 8 pdf files, totaling 2,069 pages</i> • 09/19/2019 Districts filed Motion to Compel City to Respond per Commission Rules • 09/26/2019 City filed Response to Districts’ Motion to Compel City to Respond per Commission Rules • Awaiting ruling from ALJs
08/09/2019	<p>Districts’ Second Request for Information to City</p> <ul style="list-style-type: none"> • 08/22/2019 City filed Objections • 09/03/2019 City filed Responses to Second Request <i>City produced 106 pdf files, totaling 5,474 pages, and 54 Excel spreadsheets containing 373 tabs</i> • 09/19/2019 Districts filed Motion to Compel City to Respond per Commission Rules • 09/26/2019 City filed Response to Districts’ Motion to Compel City to Respond per Commission Rules • Awaiting ruling from ALJs

¹⁴ City of Austin D/B/A Austin Water’s Response to Districts’ First Request for Information, Docket No. 49189, Item 39, p. 14 (Aug. 28, 2019); City of Austin D/B/A Austin Water’s Response to Districts’ Second Request for Information, Docket No. 49189, Item 47, p. 8(Sep. 3, 2019) .

08/30/2019	<p>Districts' <u>Corrected</u> Third Request for Information to City</p> <ul style="list-style-type: none"> • 09/09/2019 City filed Objections • 09/16/2019 Districts filed Motion to Compel • 09/19/2019 City filed Responses to Third Request <i>City produced 30 pdf files, totaling 165 pages, and 21 Excel spreadsheets containing 108 tabs</i> • 09/23/2019 City filed Response to Districts' Motion to Compel • 09/25/2019 Districts filed Second Motion to Compel City to Respond per Commission Rules • 10/02/2019 City filed Response to Districts' Second Motion to Compel • Awaiting ruling from ALJs
08/30/2019	<p>Districts' <u>Corrected</u> Fourth Request for Information to City</p> <ul style="list-style-type: none"> • 09/09/2019 City filed Objections • 09/16/2019 Districts filed Motion to Compel • 09/19/2019 City filed Responses to Fourth Request <i>City produced 2 Excel spreadsheets containing 2 tabs</i> • 09/23/2019 City filed Response to Districts' Motion to Compel • 09/25/2019 Districts filed Second Motion to Compel City to Respond per Commission Rules • 10/02/2019 City filed Response to Districts' Second Motion to Compel • Awaiting ruling from ALJ's
08/30/2019	<p>Districts' <u>Corrected</u> Fifth Request for Information to City</p> <ul style="list-style-type: none"> • 09/09/2019 City filed Objections • 09/16/2019 Districts filed Motion to Compel • 09/19/2019 City filed Responses to Fifth Request <i>City produced 1 pdf files, totaling 292 pages</i> • 09/23/2019 City filed Response to Districts' Motion to Compel • 09/25/2019 Districts filed Second Motion to Compel City to Respond per Commission Rules • 10/02/2019 City filed Response to Districts' Second Motion to Compel • Awaiting ruling from ALJs
09/11/2019	<p>Districts' Sixth Request for Information to City</p> <ul style="list-style-type: none"> • 09/23/2019 City filed Objections • 09/30/2019 Districts filed Motion to Compel • 10/01/2019 City filed Responses to Sixth Request <i>produced 43 pdf files, totaling 1,000 pages, and 6 Excel spreadsheets containing 33 tabs</i> • 10/07/2019 City filed Response to Districts' Motion to Compel • Awaiting ruling from ALJs

09/20/2019	Districts' Seventh Request for Information to City <ul style="list-style-type: none"> • 09/30/2019 City filed Objections • 10/03/2019 Districts filed Motion to Compel • City response due 10/10/2019 • Awaiting ruling from ALJs
09/20/2019	Districts' Eighth Request for Information to City <ul style="list-style-type: none"> • 09/30/2019 City filed Objections • 10/03/2019 Districts filed Motion to Compel • City's responses due 10/10/2019 • Awaiting ruling from ALJs
09/23/2019	Districts' Ninth Request for Information to City <ul style="list-style-type: none"> • 10/03/2019 City filed Objections • Districts' Motion to Compel will be filed on or before 10/10/2019 • City's responses due 10/10/2019
09/25/2019	Districts' Tenth Request for Information to City <ul style="list-style-type: none"> • City's responses due 10/15/2019 • City filed objections 10/7/2019 • Districts' Motion to Compel to be filed on or before 10/14/2019
09/27/2019	Districts' Eleventh Request for Information to City <ul style="list-style-type: none"> • City response due 10/17/2019 • City filed objections 10/7/2019 • Districts' Motion to Compel to be filed on or before 10/14/2019

The Districts continue to await City's proper responses to Districts' Requests before finalizing their direct case. The Districts ask that the ALJs abate the proceedings and compel the City to respond to the Districts' Requests so that the Districts may complete a diligent review of the City's Application and file direct testimony. The Districts request that the ALJs hold a preliminary hearing on the pending motions listed above and grant the Districts' Motions to Compel Responses to their Requests. Furthermore, given the City's inadequate responses and the Districts' resultant prejudiced ability to prepare direct testimony, the Districts request that the ALJs abate the proceedings so that the Districts have a reasonable and unprejudiced opportunity to fully analyze the City's document production before finalizing the Districts' direct case.

C. AUSTIN ERRATA

Finally, on October 4, 2019, the City filed errata to its direct testimony and schedules that it previously filed in this case. The City's Errata added five new pages to the direct testimony of David Anders and Joseph H. Gonzales. More importantly, however, were the changes to the City's Cost of Service Model ("COS Model"). The corrections to the City's classification of its distribution and transmission lines and the City's treatment of its contributed capital amounts to an approximately 26% combined reduction in the City's requested rate increase.¹⁵

The City adjusted its new COS Model to correct errors in classification of distribution and transmission line size that *the Districts identified* in Districts' Requests No. 4-1, 4-2, 4-3, 4-4, 4-5, 4-6, 4-7, 4-8 and 4-9.¹⁶ On September 9, 2019, the City objected to providing exactly the model output contained in the City's Errata. After delaying in providing a proper response, the City has now filed the documents 15 days after the responses were due to the Districts and after the deadline for the Districts to obtain discovery from the City in regard to the City's new COS Model. Further, the City's assets included errors in contributed capital, which *the Districts identified* in Districts' Requests Nos. 6-16 and 6-17.¹⁷ The Districts' experts have been working with City's previously-produced model since the City filed it in April 2019,¹⁸ and the Districts' experts have not had time to fully analyze the City's revised models, which the City finally produced only four (4) days ago. Austin admits to a nearly \$1.2 Million decrease ... a 26.2% decrease ... in its proposed revenue increase to the Districts from its originally proposed rates and revenue requirement.

Apparently, the Districts have been working with an incorrect cost of service model for six months and had based their analysis on information that the City now admits was inaccurate and resulted in seriously flawed rates. It would be a miscarriage of justice to compel the Districts to

¹⁵ City of Austin d/b/a Austin Water's Errata, Docket No. 49189, Item 94 (Oct. 4, 2019).

¹⁶ Districts' Corrected 4th Request for Information to City of Austin, Docket No. 49189, Item 44 (Aug. 30, 2019).

¹⁷ Districts' 6th Request for Information to City of Austin, Docket No. 49189, Item 53 (Sep. 11, 2019).

¹⁸ – Application of the City of Austin d/b/a Austin Water for Authority to Change Water and Wastewater Rates, Docket No. 49189, Item 2 (Apr. 15, 2019).

proceed with their direct case without any abatement of the proceeding to allow the Districts to fully evaluate the impact of the City's Errata.

III. MOTION FOR SANCTIONS AND REQUEST FOR ABATEMENT

Commission Rule § 22.161(c) allows "an administrative law judge ... on the motion of a party, after notice and an opportunity for a hearing, [to] impose appropriate sanctions against a party or its representative for: ... (2) abusing the discovery process in seeking, making, or resisting discovery." Commission Rule § 22.161 grants the administrative law judge broad latitude to impose sanctions on the offending party; however, the Districts only request specific relief from the ALJs to compel the City to respond in the Commission-required manner to all of the Districts' Requests and to abate this matter and stay proceedings until the City complies with the Administrative Law Judges' order. The Districts agreed to the original procedural schedule with the understanding and agreement from the City that City would conduct and respond fully to all discovery requests in a timely manner. Therefore, the Districts request that the ALJs abate the deadline for Districts' testimony until 51 days after the City properly responds to Districts' Requests, which is the same amount of time between the due date of City's response to the Districts' First Request and the original deadline for Districts' Testimony.

IV. PRAYER

WHEREFORE, PREMISES CONSIDERED, Districts North Austin Municipal Utility District No. 1, Northtown Municipal Utility District, Travis County Water Control & Improvement District No. 10, and Wells Branch Municipal Utility District pray that the Administrative Law Judges issue an Order for Sanctions and Abatement to compel the City to respond to Districts' Requests for Information in the proper form, to abate the proceedings until they do so, and abate the Districts' testimony a comparable length of time, conduct a preliminary hearing to address the Districts' pending Motions to Compel and this Motion for Sanctions and Abatement, and grant Districts other such relief to which they may be entitled.

Respectfully submitted,



John J. Carlton

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ATTORNEYS FOR DISTRICTS

CERTIFICATE OF SERVICE

I hereby certify that I have served or will serve a true and correct copy of the foregoing document via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail and/or Certified Mail Return Receipt Requested to all parties on this the 8th day of October, 2019.



John J. Carlton

Exhibit A

VOLUMINOUS ATTACHMENTS PROVIDED ON CD










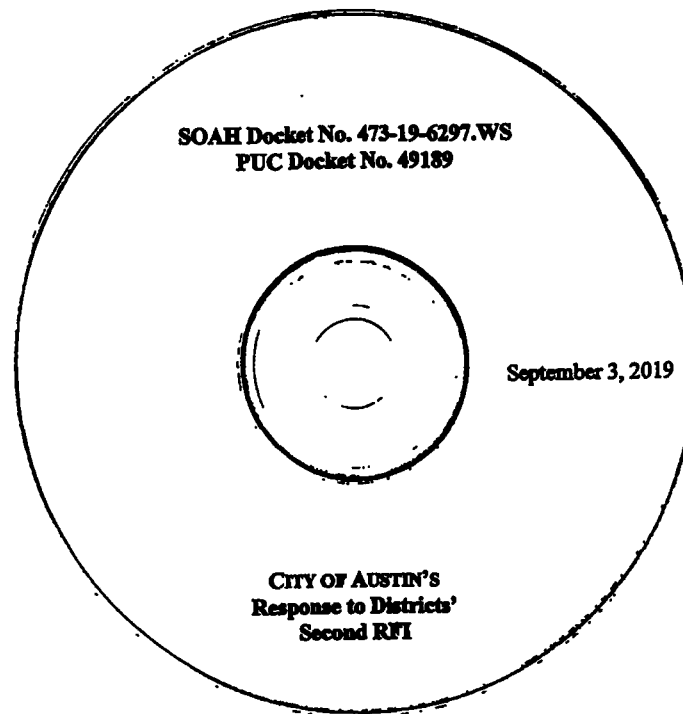
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 AW_1-3(4)(A)_Attachment_2.pdf
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 AW_1-3(4)(A)_Attachment_4.pdf
 AW_1-3(4)(A)_Attachment_5.pdf
 AW_1-3(4)(A)_Attachment_6.pdf
 AW_1-7_Attachment_1.PDF

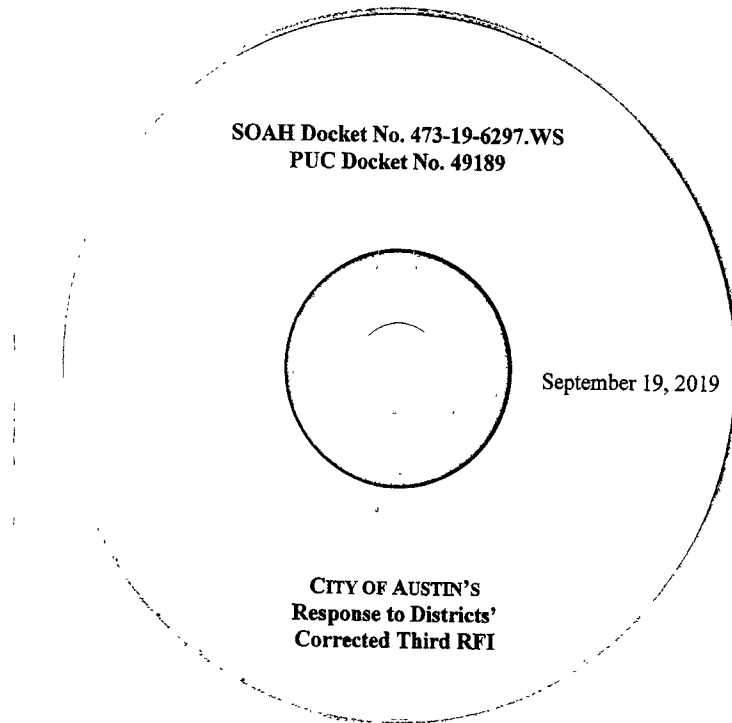
Exhibit B VOLUMINOUS ATTACHMENTS PROVIDED ON CD



AW 2-1, Attachment 1.pdf	AW 2-1, Attachment 41.pdf	AW 2-1, Attachment 81.pdf	AW 2-1, Attachment 121-Aster Phase M&R, 10/12/16
AW 2-1, Attachment 2.pdf	AW 2-1, Attachment 42.pdf	AW 2-1, Attachment 82.pdf	AW 2-1, Attachment 122-Schedule 1-B-1, 10/14/16, support.docx
AW 2-1, Attachment 3.pdf	AW 2-1, Attachment 43.pdf	AW 2-1, Attachment 83.pdf	AW 2-1, Attachment 123-Schedule 1-B-2 working Road
AW 2-1, Attachment 4.pdf	AW 2-1, Attachment 44.pdf	AW 2-1, Attachment 84.pdf	AW 2-1, Attachment 124-Schedule 1-B-3 working Road
AW 2-1, Attachment 5.pdf	AW 2-1, Attachment 45.pdf	AW 2-1, Attachment 85.pdf	AW 2-1, Attachment 125-Schedule 1-B-4, support, 10/14/16
AW 2-1, Attachment 6.pdf	AW 2-1, Attachment 46.pdf	AW 2-1, Attachment 86.pdf	AW 2-1, Attachment 126-Split for Other Payroll Information, Number of Employees.docx
AW 2-1, Attachment 7.pdf	AW 2-1, Attachment 47.pdf	AW 2-1, Attachment 87.pdf	AW 2-1, Attachment 127-Split for Other Payroll Information, Number of Employees, 2.xls
AW 2-1, Attachment 8.pdf	AW 2-1, Attachment 48.pdf	AW 2-1, Attachment 88.pdf	AW 2-1, Attachment 128.pdf
AW 2-1, Attachment 9.pdf	AW 2-1, Attachment 49.pdf	AW 2-1, Attachment 89.pdf	AW 2-1, Attachment 129-Split for Other Payroll Information, Number of Employees, 3.xls
AW 2-1, Attachment 10.pdf	AW 2-1, Attachment 50.pdf	AW 2-1, Attachment 90.pdf	AW 2-1, Attachment 130-Schedule 1-B-5, 10/14/16, Final.docx
AW 2-1, Attachment 11.pdf	AW 2-1, Attachment 51.pdf	AW 2-1, Attachment 91-2016-18 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 131-COS Water Treatment 6.16.18 FINAL.docx
AW 2-1, Attachment 12.pdf	AW 2-1, Attachment 52.pdf	AW 2-1, Attachment 92-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 132-Schedule 1-B-6, 10/14/16, Final.docx
AW 2-1, Attachment 13.pdf	AW 2-1, Attachment 53.pdf	AW 2-1, Attachment 93-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 133-Schedule 1-B-7, 10/14/16, Final.docx
AW 2-1, Attachment 14.pdf	AW 2-1, Attachment 54.pdf	AW 2-1, Attachment 94-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 134-Schedule 1-B-8, 10/14/16, Final.docx
AW 2-1, Attachment 15.pdf	AW 2-1, Attachment 55.pdf	AW 2-1, Attachment 95-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 135-Schedule 1-B-9, 10/14/16, Final.docx
AW 2-1, Attachment 16.pdf	AW 2-1, Attachment 56.pdf	AW 2-1, Attachment 96-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 136-Schedule 1-B-10, 10/14/16, Final.docx
AW 2-1, Attachment 17.pdf	AW 2-1, Attachment 57.pdf	AW 2-1, Attachment 97-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 137-Schedule 1-B-11, 10/14/16, Final.docx
AW 2-1, Attachment 18.pdf	AW 2-1, Attachment 58.pdf	AW 2-1, Attachment 98-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 138-Schedule 1-B-12, 10/14/16, Final.docx
AW 2-1, Attachment 19.pdf	AW 2-1, Attachment 59.pdf	AW 2-1, Attachment 99-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 139-Schedule 1-B-13, 10/14/16, Final.docx
AW 2-1, Attachment 20.pdf	AW 2-1, Attachment 60.pdf	AW 2-1, Attachment 100-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 140-Schedule 1-B-14, 10/14/16, Final.docx
AW 2-1, Attachment 21.pdf	AW 2-1, Attachment 61.pdf	AW 2-1, Attachment 101-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 141-Schedule 1-B-15, 10/14/16, Final.docx
AW 2-1, Attachment 22.pdf	AW 2-1, Attachment 62.pdf	AW 2-1, Attachment 102-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 142-Schedule 1-B-16, 10/14/16, Final.docx
AW 2-1, Attachment 23.pdf	AW 2-1, Attachment 63.pdf	AW 2-1, Attachment 103-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 143-Schedule 1-B-17, 10/14/16, Final.docx
AW 2-1, Attachment 24.pdf	AW 2-1, Attachment 64.pdf	AW 2-1, Attachment 104-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 144-Schedule 1-B-18, 10/14/16, Final.docx
AW 2-1, Attachment 25.pdf	AW 2-1, Attachment 65.pdf	AW 2-1, Attachment 105-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 145-Schedule 1-B-19, 10/14/16, Final.docx
AW 2-1, Attachment 26.pdf	AW 2-1, Attachment 66.pdf	AW 2-1, Attachment 106-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 146-Schedule 1-B-20, 10/14/16, Final.docx
AW 2-1, Attachment 27.pdf	AW 2-1, Attachment 67.pdf	AW 2-1, Attachment 107-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 147-Schedule 1-B-21, 10/14/16, Final.docx
AW 2-1, Attachment 28.pdf	AW 2-1, Attachment 68.pdf	AW 2-1, Attachment 108-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 148-Schedule 1-B-22, 10/14/16, Final.docx
AW 2-1, Attachment 29.pdf	AW 2-1, Attachment 69.pdf	AW 2-1, Attachment 109-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 149-Schedule 1-B-23, 10/14/16, Final.docx
AW 2-1, Attachment 30.pdf	AW 2-1, Attachment 70.pdf	AW 2-1, Attachment 110-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 150-Schedule 1-B-24, 10/14/16, Final.docx
AW 2-1, Attachment 31.pdf	AW 2-1, Attachment 71.pdf	AW 2-1, Attachment 111-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 151-Schedule 1-B-25, 10/14/16, Final.docx
AW 2-1, Attachment 32.pdf	AW 2-1, Attachment 72.pdf	AW 2-1, Attachment 112-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 152-Schedule 1-B-26, 10/14/16, Final.docx
AW 2-1, Attachment 33.pdf	AW 2-1, Attachment 73.pdf	AW 2-1, Attachment 113-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 153-Schedule 1-B-27, 10/14/16, Final.docx
AW 2-1, Attachment 34.pdf	AW 2-1, Attachment 74.pdf	AW 2-1, Attachment 114-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 154-Schedule 1-B-28, 10/14/16, Final.docx
AW 2-1, Attachment 35.pdf	AW 2-1, Attachment 75.pdf	AW 2-1, Attachment 115-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 155-Schedule 1-B-29, 10/14/16, Final.docx
AW 2-1, Attachment 36.pdf	AW 2-1, Attachment 76.pdf	AW 2-1, Attachment 116-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 156-Schedule 1-B-30, 10/14/16, Final.docx
AW 2-1, Attachment 37.pdf	AW 2-1, Attachment 77.pdf	AW 2-1, Attachment 117-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 157-Schedule 1-B-31, 10/14/16, Final.docx
AW 2-1, Attachment 38.pdf	AW 2-1, Attachment 78.pdf	AW 2-1, Attachment 118-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 158-Schedule 1-B-32, 10/14/16, Final.docx
AW 2-1, Attachment 39.pdf	AW 2-1, Attachment 79.pdf	AW 2-1, Attachment 119-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 159-Schedule 1-B-33, 10/14/16, Final.docx
AW 2-1, Attachment 40.pdf	AW 2-1, Attachment 80.pdf	AW 2-1, Attachment 120-2016 WWF New 0918 COS Schedule.xls	AW 2-1, Attachment 160-Schedule 1-B-34, 10/14/16, Final.docx

Exhibit C

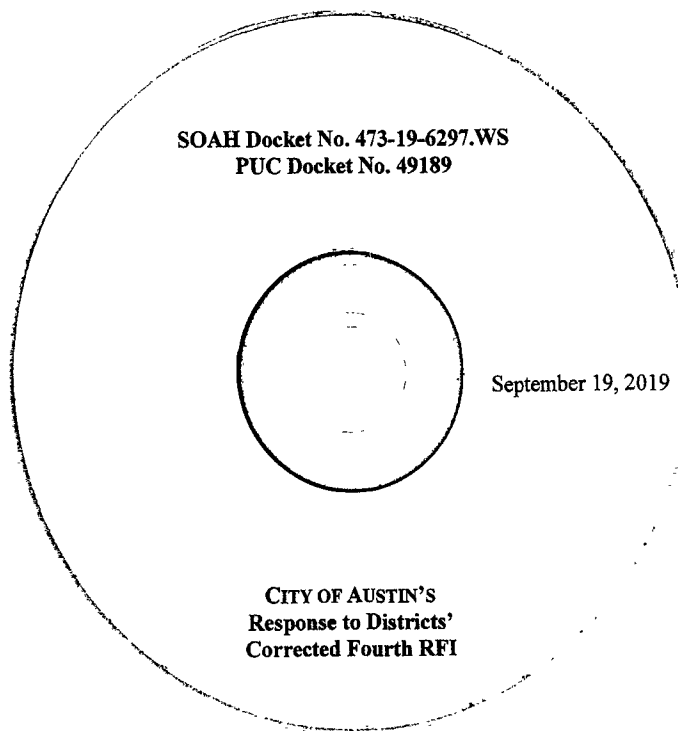
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- AW Districts 3-2, Attachment 1- WTP4 Yearly Operations and Maintenance Costs.xlsx
- AW Districts 3-3, Attachment 1-Schedule B-A-1, Reconciliation.xlsx
- AW Districts 3-5, Attachment 2-Schedule B-A-2 Statement of Income, REVISED.xlsx
- AW Districts 3-6, Attachment 1-Schedule B-A-2 Reconciliation.xlsx
- AW Districts 3-7, Attachment 1-Schedule B-A-2 (WV), Reconciliation.xlsx
- AW Districts 3-8, Attachment 1-Schedule B-A-2 (WV), Reconciliation.xlsx
- AW Districts 3-11, Attachment 1- OSAR Statement 26.pdf
- AW Districts 3-21, Attachment 1-Schedule B-A-2 Audited, Reconciliation.xlsx
- AW Districts 3-22, Attachment 1-Schedule B-A-2 (WV) Audited, Reconciliation.xlsx
- AW Districts 3-23, Attachment 1-Schedule B-A-2 (WV), Audited, Reconciliation.xlsx
- AW Districts 3-24, Attachment 1-Schedule B-A-2 Audited, Reconciliation.xlsx
- AW Districts 3-25, Attachment 1-Schedule B-A-3, Other Investments.xlsx
- AW Districts 3-26, Attachment 1-Schedule B-A-3-2, Special Cash Account.xlsx
- AW Districts 3-27, Attachment 1-Schedule B-A-3-2, Physical Assets.xlsx
- AW Districts 3-28, Attachment 1-Executed Ordinance 345915-4.pdf
- AW Districts 3-28, Attachment 2-Executed Ordinance 981008-D.pdf
- AW Districts 3-28, Attachment 3-Executed Ordinance 2004008-56A.pdf
- AW Districts 3-32, Attachment 1-Schedule B-A-3-12, Unappropriated, Retained, Earnings.xlsx
- AW Districts 3-33, Attachment 2-FS0918_Final_FY18.xlsx
- AW Districts 3-37, Attachment 1-Tab
- AW Districts 3-38, Attachment 1-Schedule B-D-3 3 REVISED.xlsx
- AW Districts 3-38, Attachment 2-Membership Information.pdf
- AW Districts 3-38, Attachment 3-Membership Information.pdf
- AW Districts 3-38, Attachment 4-FW_AGS Membership Information.pdf
- AW Districts 3-38, Attachment 5 (AGS International) Re_Membership Information.pdf
- AW Districts 3-38, Attachment 6-ASSE - Contact us email from Deborah Ockler at City of Austin, Austin Water.pdf
- AW Districts 3-38, Attachment 7-American Waterworks Association lobbying costs.pdf
- AW Districts 3-38, Attachment 8-Lobbying Cost.pdf
- AW Districts 3-38, Attachment 9-Association of Metropolitan Water Agencies lobbying costs.pdf
- AW Districts 3-38, Attachment 10-Membership & Lobbying Costs - Compressed Gas Association .pdf
- AW Districts 3-38, Attachment 11-Membership & Lobbying Costs.pdf
- AW Districts 3-38, Attachment 12-Lobbying.pdf
- AW Districts 3-38, Attachment 13- dues used for lobbying - Membership Cost for Austin Water.pdf
- AW Districts 3-38, Attachment 14-Lobbying.pdf
- AW Districts 3-38, Attachment 15-Lobbying.pdf
- AW Districts 3-38, Attachment 16-Austin Water Membership Dues information.pdf
- AW Districts 3-38, Attachment 17-Membership Questions from Austin Water.pdf
- AW Districts 3-38, Attachment 18-Membership Questions from Austin Water.pdf
- AW Districts 3-38, Attachment 19-Lobbying.pdf
- AW Districts 3-38, Attachment 20-Membership Questions from Austin Water.pdf
- AW Districts 3-38, Attachment 21-Membership Questions from Austin Water.pdf
- AW Districts 3-38, Attachment 22-Membership Question - Metropolitan Water District.pdf
- AW Districts 3-38, Attachment 23-Membership Questions from Austin Water.pdf
- AW Districts 3-38, Attachment 24-Lobbying.pdf
- AW Districts 3-38, Attachment 25-PUC Docket 49189 City of Austin Application to change rates.pdf
- AW Districts 3-38, Attachment 26-Lobbying.pdf
- AW Districts 3-38, Attachment 27-Water Research Foundation lobbying costs.pdf
- AW Districts 3-38, Attachment 28-Lobbying.pdf
- AW Districts 3-38, Attachment 1-Reconciliation from Schedule B-D-4 to WP B-D 1 to 1c.xlsx
- AW Districts 3-40, Attachment 1-Tab
- AW Districts 3-40, Attachment 2-Schedule B-D-5 1 c, REVISED.xlsx
- AW Districts 3-42, Attachment 1-Schedule B-D-6, REVISED.xlsx
- AW Districts 3-42, Attachment 2-WWU FY 2019 Unap_Object_Other Table_10 19 2018.xls

Exhibit D

ATTACHMENTS PROVIDED ON CD



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Exhibit E

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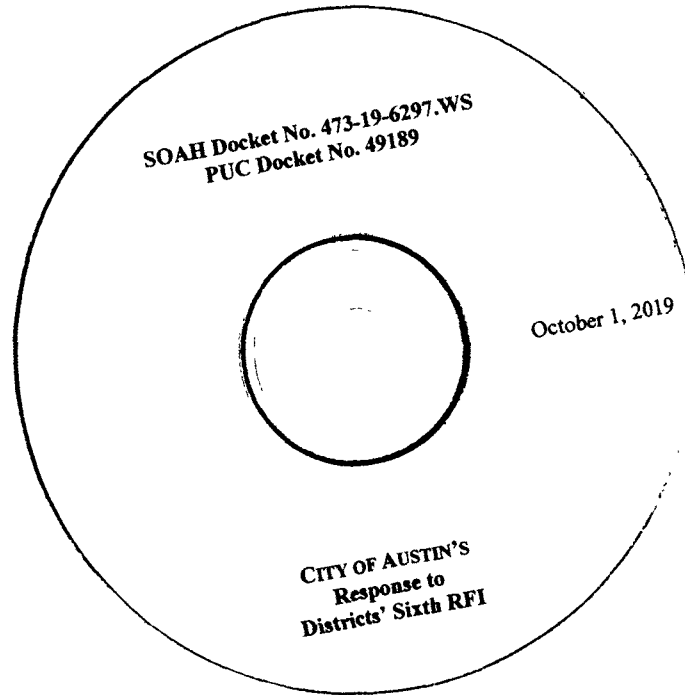
AW Districts 5-1, Attachment 1-GASB Implementation Guide.pdf

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Exhibit F

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- AW Districts 6-20 Attachment 1 201415 Final Letter Report.pdf
- AW Districts 6-20 Attachment 2 AW Central Stores Inventory Management June 2016.pdf
- AW Districts 6-20 Attachment 3 Final FY14 Annual Ethics Report.pdf
- AW Districts 6-20 Attachment 4 Final Audit Report 201506.pdf
- AW Districts 6-20 Attachment 5 Final Audit Report 201507.pdf
- AW Districts 6-20 Attachment 6 Final Follow-up Report Memo 201609.Final2.pdf
- AW Districts 6-20 Attachment 7 Final Follow-up Report 201609.pdf
- AW Districts 6-20 Attachment 8 Final Follow-up Report Memo 201701.pdf
- AW Districts 6-20 Attachment 9 Final Letter Report 201416.pdf
- AW Districts 6-20 Attachment 10 Final Letter Report Follow-up 201411.pdf
- AW Districts 6-20 Attachment 11 Final Report 2nd Follow-up 201015.pdf
- AW Districts 6-20 Attachment 12 Final Report 2nd Follow-up.pdf
- AW Districts 6-20 Attachment 13 Final Report Follow-up 201404.pdf
- AW Districts 6-20 Attachment 14 Server Overflow Prevention and Response June 2015.pdf
- AW Districts 6-20 Attachment 15 Utility Customer Case April 2016.pdf
- AW Districts 6-20 Attachment 16 Water Loss Management August 2015.pdf
- AW Districts 6-20 Attachment 17 Final Letter Report 201414.pdf
- AW Districts 6-23 Attachment 1 Water Assets Not in Service.xlsx
- AW Districts 6-23 Attachment 2 Wastewater Fixed Assets Not in Service.xlsx
- AW Districts 6-32 Attachment 1 GASB 62.pdf
- AW Districts 6-32 Attachment 2 GASB 65.pdf
- AW Districts 6-33 Attachment 1 RFI 6-33 to 6-37 payroll data.xlsx
- AW Districts 6-39 Attachment 1 Approved Pay and Benefit Final FY2014 to FY2016.pdf
- AW Districts 6-42 Attachment 1 Detailed Salaries at the end of FY2018 Test Year.xlsx
- AW Districts 6-43 Attachment 1 2017 Sep.pdf
- AW Districts 6-43 Attachment 2 Calculations.pdf
- AW Districts 6-43 Attachment 3 AW Up Lic and Cert Section 2018.pdf
- AW Districts 6-43 Attachment 4 01101501.pdf
- AW Districts 6-43 Attachment 5 01101501.pdf
- AW Districts 6-43 Attachment 6 Total Number of AW Employees for Each Incentive Compensation Plan in 2014-2015.pdf
- AW Districts 6-44 Attachment 1 401(k) Investment Performance Report 2015.pdf
- AW Districts 6-44 Attachment 2 Election on HAZWOPER Stipend Final.pdf
- AW Districts 6-44 Attachment 3 Election on BRAT Stipend Final.pdf
- AW Districts 6-45 Attachment 1 Single Women Consulting Utility Account Analyst Market Study 2018.pdf
- AW Districts 6-45 Attachment 2 Single Women Consulting SCAJA Market Study 2018.pdf
- AW Districts 6-45 Attachment 3 Austin Water Engineering Consulting 2018.pdf
- AW Districts 6-45 Attachment 4 Austin Water Engineering Consulting HMO approval memo 2018.pdf
- AW Districts 6-45 Attachment 5 Austin Water Pipeline Associates 2018.pdf
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