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SOAH DOCKET NO. 473-19-5831.WS
DOCKET NO. 49367

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PUBLIC UTILITY COMMISSION

PETITION BY OUT OF DISTRICT § PUBLIC UTILITY COMMISSION
RATEPAYERS APPEALING THE §
WATER RATES ESTABLISHED BY § OF TEXAS
THE EL PASO WATER CONTROL §
AND IMPROVEMENT DISTRICT NO. 4 §

**EL PASO COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 4'S
RESPONSES TO COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION
QUESTIONS NOS. STAFF 3-1 THROUGH STAFF 3-4.**

NOW COMES El Paso County Water Control and Improvement District No. 4 ("District") and serves its Responses to the Commission Staff's Third Request for Information Questions Nos. Staff 3-1 through Staff 3-4.

I. WRITTEN RESPONSES


The District's written responses to Commission Staff's Third Request for Information are attached and incorporated by reference. Each response is stated on a separate page on which the request has been restated. The District's responses are made in the spirit of cooperation without waiving the District's right to contest the admissibility of any of these matters at a hearing. Pursuant to P.U.C. PROC. R. 22.144(c)(2)(A), each response lists the preparer and the person under whose direct supervision the response was prepared and any sponsoring witness. Pursuant to P.U.C. PROC. R. 22.144(c)(2)(F), the District stipulates that its responses may be treated by all parties as if they were made under oath.

Responding further as to all responses, the District reserves the right to supplement, to amend and/or to modify responses and objections to the information sought. A response to any Request is not a waiver of that right or of any objection raised herein.

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Respectfully submitted,

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**ATTORNEYS FOR EL PASO COUNTY
WATER CONTROL AND IMPROVEMENT
DISTRICT NO. 4**

CERTIFICATE OF SERVICE

I hereby certify that I have served or will serve a true and correct copy of the foregoing document (including all attachments) via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail and/or Certified Mail/Return-Receipt Requested to counsel for all parties on this 14th day of October, 2019, including:

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Andrew S. "Drew" Miller

RESPONSES

QUESTION NO. STAFF 3-1: Does the District possess the following information? If so, please provide:

- a) Total number of gallons pumped and billed in 2015;
- b) For 2015, a breakdown of usage by gallons for the usage tiers:
 - i. 0-3,000 gallons;
 - ii. 3,001-15,000 gallons;
 - iii. 15,001-34,000 gallons;
 - iv. 34,001-1,000,000 gallons; and
 - v. over 1,000,000 gallons

RESPONSE: The District refers the Commission's staff to the following previously produced discovery responses which may be responsive to this request: **DIST000881 to DIST000974; DIST002491 to DIST002500**; otherwise, the District does not have responsive documents or information at this time. In that regard, the District continues to search for responsive documents, if any, and if any additional responsive documents are located, they will be produced in a supplemental response.

Preparer(s): Sergio M. Estrada

Sponsor(s): Jose Ramirez.

QUESTION NO. STAFF 3-2: Please refer to the District's Response to Ratepayers' First Request for Information, Bates pages DIST001619-DIST001689:

- a) Provide all documents and digital files, including but not limited to, historical and projected financial statements, budgets, supporting budget schedules, calculations, and historical general ledgers provided to Wildan Financial Services Economists.com. used in the preparation of the rate study referenced in that response. If the information has already been provided, please provide the corresponding Bates pages.
- b) Please provide Wildan Financial Services Economists.com electronic workpapers and digital native files used to create the rates and information in Bates pages DIST001616 through DIST001689 with enough detail to cross reference the amounts in the workpapers to the financial records provided in response to a. of this request. For the electronic workpapers and digital files please include any formulas used to produce the rates in the proposed rate plan and the water/sewer cost of service model.

RESPONSE: The District refers the Commission's staff to the District's First Supplemental Response to Ratepayers' First Request for Information, Item Number 56, bates stamped **DIST002305 to DIST003124**, and specifically to documents dated prior to December 2015; otherwise, responsive documents are not currently in the possession, custody, or control of the District.

Preparer(s): Sergio M. Estrada

Sponsor(s): Jose Ramirez.

QUESTION NO. STAFF 3-3: Please indicate what documents and files were reviewed by the District's board when considering the rate change in question in this docket. Please provide any documents or files that have not been previously provided.

RESPONSE: The District's Board reviewed and considered the 2015 Wildan Financial Services Water and Wastewater Rate Plan, prepared and presented by Dan Jackson.

Preparer(s): Sergio M. Estrada

Sponsor(s): Jose Ramirez.

QUESTION NO. STAFF 3-4: Please refer to Bates page DIST000126, “The Board discussed the District Rate Study conducted by Mr. Dan Jackson from Wildan Financial Services and agree to approve a 5 year plan that is to be reviewed on a yearly basis.”

- a) In years subsequent to 2015, has the District’s board conducted the above-mentioned reviews of the five-year plan? If so, please provide the results of those reviews and the meeting minutes for the meetings in which those reviews occurred.

- b) In years subsequent to 2015, has the District’s board held any votes regarding the above-mentioned five-year plan or reviews? If so, please provide the meeting minutes for the meetings in which those votes occurred

RESPONSE: On January 26, 2016, the District’s Board approved amending the 5 Year Rate Plan to a 10 Year Rate Plan, as had been originally proposed. Thus, the 5 Year Rate Plan ceased to exist. After adoption of the 10 Year Rate Plan, the Board has taken no further action regarding water and waste water rates.

Preparer(s): Sergio M. Estrada

Sponsor(s): Jose Ramirez.