



Control Number: 49421



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**SOAH DOCKET NO. 473-19-3864
PUC DOCKET NO. 49421**

**APPLICATION OF CENTERPOINT § BEFORE THE STATE OFFICE 2:35
ENERGY HOUSTON ELECTRIC, LLC § OF
FOR AUTHORITY TO CHANGE RATES § ADMINISTRATIVE HEARINGS**

**CENTERPOINT ENERGY HOUSTON ELECTRIC, LLC'S
THIRD REQUEST FOR INFORMATION TO
TEXAS INDUSTRIAL ENERGY CONSUMERS**

Pursuant to 16 Tex. Admin. Code § 22.144 and SOAH Order No. 2, CenterPoint Energy Houston Electric, LLC requests that Texas Industrial Energy Consumers ("TIEC") provide, within four (4) days, the information requested in the attached Exhibit A.

Respectfully submitted,

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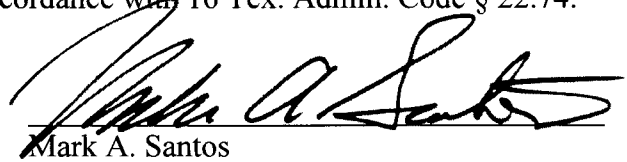


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**COUNSEL FOR CENTERPOINT ENERGY
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CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of June 2019, a true and correct copy of the foregoing document was served on all parties of record in accordance with 16 Tex. Admin. Code § 22.74.



Mark A. Santos

EXHIBIT A

I. DEFINITION OF TERMS

The singular herein includes the plural and vice versa; the words “and” and “or” shall be construed as “and/or” in order to bring all information within the scope of the Request. The words, “each,” “all,” and “any,” mean “any and all” or “each and every.”

“CenterPoint Houston” or “Company” means CenterPoint Energy Houston Electric, LLC.

“Communication” shall include all meetings, telephone calls, conversations, discussions, letters, memoranda, notes, and other forms of communication.

“Document” or “Documents” is used in the broadest sense possible and shall mean every writing or record of every type and description, such as drafts, corrections, memoranda, letters, tapes, stenographic or handwritten notes, studies, publications, work papers, books, pamphlets, diaries, desk calendars, interoffice communications, records, reports, analyses, bills, receipts, checks, check stubs, checkbooks, invoices, requisitions, papers and forms filed with a court or governmental body, notes, transportation and expense logs, work papers, contracts, statistical and financial statements, corporate records of any kind, charts, graphs, pictures, photographs, photocopies, films, voice recordings, and any other written, recorded or graphic material, however denominated, by whomever prepared, and to whomever addressed, which are in your possession, custody or control. The term “document” also includes all electronic and magnetic data, including e-mail. The term “document” includes all copies of every such writing or record that are not identical copies of the original or that contain any commentary, notes, or markings that do not appear on the original.

“Including” means “including but not limited to” and “including without limitation.”

“Identify” means to state as much information as you now have or that is now subject to your control, or that you may hereafter come to have or that hereafter becomes subject to your control, including the following:

- a. when used in reference to a natural person, state the person’s full name, title, present (or last known) address, telephone number, occupation, present business affiliation or employer, business address, and exact duties and responsibilities of such individual;
- b. when used in reference to an entity, state the full name of the company, organization, association, partnership, or other business enterprise; and
- c. when used in reference to a document, state the date and title of the document and, if already produced in this case, the Bates-number of such document.

“Relate” or “relating to” includes referring to, mentioning, reflecting, containing, pertaining to, evidencing, involving, describing, discussing, responding to, supporting, opposing, constituting or being a draft, copy or summary of, in whole or in part.

“You” and “Your” refers to Texas Industrial Energy Consumers, and any of the attorneys or law firms that purport to represent you in this case.

II. INSTRUCTIONS

1. Each request herein extends to any documents or information in your possession and the possession of any of the attorneys or law firms that purport to represent you in this case.
2. Each and every non-identical copy of a document, whether different from the original because of indications of the recipient(s), handwritten notes, marks, attachments, marginalia, or any other reason, is a separate document that must be produced.
3. If you object to any portion of a request on the ground of privilege, answer the nonprivileged portion of the Request by providing such non-privileged information as is responsive.
4. If you object to any portion of a request on any ground other than privilege, you should still provide documents responsive to the remaining non-objectionable portion.
5. Separately for each request to which you object in whole or in part, describe in detail and itemize each basis of your objection.
6. If the basis of an objection to any request, or any portion thereof, is a statute, contract or other agreement, or any other obstacle to production that you claim is based in the law, please identify the basis of that purported obstacle with specificity.
7. Each request herein shall be construed independently, and no request shall be viewed as limiting the scope of any other request. Please indicate where any portion of your document production in response to a request has been covered in your production in response to another request, and please specify the request numbers at issue.
8. If you claim that any document responsive to any request is lost or destroyed, (a) identify and describe such document, (b) describe how the document was lost or destroyed, and (c) identify when the document was lost or destroyed.
9. If you claim that any documents responsive to any request are already in the possession of CenterPoint Houston, please identify the document with sufficient specificity to allow CenterPoint Houston to locate the document.
10. The requests shall be deemed continuing so as to require additional answers if, after answering such requests, you obtain information upon the basis of which you determine that the answer was incorrect when made, or you become aware that the answer, though correct when made, is no longer true, and the circumstances are such that failure to amend the answer is in substance a knowing concealment.
11. Any document that is withheld from production pursuant to a claim of attorney/client, work product, party communication or investigative privilege shall be identified and shall be segregated and maintained for in camera submission, and a list identifying such withheld documents shall be furnished at the time and place of production. Such list shall state with

respect to each document: (a) the privilege under which the document is being withheld; (b) a description of the type of document; (c) a description of the subject matter and purpose of the document; (d) the date the document was prepared; (e) the author and/or signatory of the document; (f) the identity of the persons to whom the document was sent; and (g) the present custodian of the document.

12. As part of the response to each request for information, please state, at the bottom of the answer, the name and job position of each person who participated in any way, other than providing clerical assistance, in the preparation of the response. Please also state the name of the witness in this docket who will sponsor the answer to the request and may verify the truth of the response.

III. REQUESTS FOR INFORMATION

- 3-1. To the extent you have not already, please provide working excel versions of all workpapers with links intact.
- 3-2. Regarding the Direct Testimony of Jeffrey Pollock, cite all Commission precedent of which you are aware that utilize the municipal franchise fee allocation proposed in Mr. Pollock's testimony.
- 3-3. Regarding the Direct Testimony of Jeffrey Pollock, identify each proceeding before this Commission in which TIEC or Mr. Pollock has recommended the same or a similar municipal franchise fee allocation methodology as Mr. Pollock recommends in this proceeding and whether the Commission adopted Mr. Pollock's approach.
- 3-4. Is it Mr. Pollock's testimony that the Company's proposed allocation method in this case is inconsistent with the Commission-approved method in Docket No. 38339? If so, identify all ways in which it is inconsistent.
- 3-5. Regarding the municipal franchise fee calculation, identify all ways in which Mr. Pollock is proposing the Company deviate from the method approved in Docket No. 38339.
- 3-6. Please provide all documents, communications, or other analyses that support Mr. Pollock's testimony as stated on page 22, lines 2 – 5 of his direct testimony that the Company's transmission allocation based on the CenterPoint 4CP is contrary to cost-causation and this Commission's policy.
- 3-7. Is it Mr. Pollock's position that wholesale transmission costs are assigned to CenterPoint Houston based on each customer's class demands coincident with the ERCOT 4CP? If so, please identify the methodology used in the Four Coincident Peak Load Calculation in Docket No. 48928.
- 3-8. Please identify all ways in which wholesale transmission costs calculated in Docket No. 49421 are inconsistent with the requirements in 16 TAC §§ 25.192 or 25.193.
- 3-9. Please identify the language in 16 TAC §§ 25.192 or 25.193 that states a specific allocator to be used in allocating the transmission revenue requirement among classes in the TCRF.
- 3-10. Please clarify whether it is TIEC's position that Rules 25.192 or 25.193 require the Company to allocate transmission costs to customers using the ERCOT 4CP. If so, please provide all support for this testimony.
- 3-11. Please identify all statutes, rules or precedent that TIEC believes require CenterPoint Houston to allocate transmission costs to its rate classes based on the methodology proposed by Mr. Pollock.
- 3-12. Following the methodology in Table 4 of Mr. Pollock's direct testimony, please identify the specific changes between the current 4CP allocations factors and the CenterPoint

Houston 4CP allocations factors that result in cost-shifting. Please provide all support for your answer including any specific quantification of cost-shifting not already identified in your testimony.

- 3-13. Is it Mr. Pollock's understanding that the Company's use of the CenterPoint Houston 4CP allocator affects CenterPoint Houston's share of ERCOT TCOS that it bills to its customers? If so, please provide all documents, analyses and other support for this argument.