



Control Number: 50197



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DOCKET NO. 50197 2020 OCT -6 AM 9:19

APPLICATION OF TIMBERCREST  
PARTNERS LLC FOR RATE CHANGE

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BEFORE THE  
PUBLIC UTILITY COMMISSION  
OF TEXAS

**TIMBERCREST PARTNERS LLC'S RESPONSE TO ORDER NO. 7**

Timbercrest Partners LLC (Timbercrest) files this Response to Order No. 7 and respectfully shows as follows:

***Proof of Notice:***

Timbercrest filed its original proof of notice on January 15, 2020.<sup>1</sup> While Timbercrest issued notice of its rate change with an effective date of February 7, 2020, Timbercrest has not to date implemented new rates. On February 18, 2020, Commission Staff provided a memorandum to the Commission recommending various deficiencies in Timbercrest's Application and recommending suspension of the rates. On February 20, 2020, the Commission suspended rates.

On October 5, 2020, Timbercrest filed its proof of its second notice, with an effective date of November 4, 2020. Notice was sent out via bill insert (United States first class mail) on September 30, 2020.<sup>2</sup> Therefore, Timbercrest has complied with Order No. 7 with respect to notice. Further, no refunds are necessary as Timbercrest has not implemented new rates to date.

***Response to Order to Compel***

On August 26, 2020, Timbercrest refiled its Response to Order No. 2 (Infrastructure Division) which consisted of a copy of the trending study at issue in Commission Staff's motion to compel, which the Commission granted in Order No. 5. This copy removed the "confidential" label. The complete Handy Whitman index can be purchased at <https://wrallp.com/about-us/handy-whitman-index>. Therefore, Timbercrest has likewise complied with Order Nos. 5 and 7.

Respectfully submitted,

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<sup>1</sup> See Exhibit A

<sup>2</sup> Timbercrest mistakenly believed its original notice was sufficient as new rates were not implemented. Therefore, it did not file supplemental notice. Upon receipt of Order No. 7, Timbercrest timely complied with the Commission's Order

Shea & Associates, PLLC

By: /s/ Tammy Shea

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**ATTORNEYS FOR TIMBERCREST  
PARTNERS LLC**

**CERTIFICATE OF SERVICE**

I hereby certify that a copy of this document will be served on all parties of record on October 5, 2020 in accordance with the Commission's Orders related to COVID-19 and electronic service.

/s/ Tammy Shea

Tammy Shea

**AFFIDAVIT**

STATE OF TEXAS

COUNTY OF HARRIS

I, STEVE LOPEZ being duly sworn, file this **NOTICE OF PROPOSED RATE CHANGE**  
as AUTHORIZED REPRESENTATIVE OF UTILITY (indicate relationship to Utility  
that is, owner, member of partnership, title as officer of corporation, or other authorized representative  
of Utility); that, in such capacity, I am qualified and authorized to file and verify such notice; and that  
all statements made and matters set forth herein are true and correct.

I further represent that a copy of the attached notice was provided by U.S. POSTAL SERVICE + EMAIL  
(method of delivery)

to each customer or other affected party on or about JANUARY 15<sup>th</sup>, 2020.

[Signature]  
AFFIANT  
(Utility's Authorized Representative)

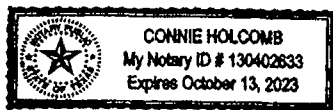
TIMBERCREST PARTNERS, LLC  
NAME OF UTILITY

If the Affiant to this form is any person other than the sole owner, partner, officer of the Utility, or its  
attorney, a properly verified Power of Attorney must be enclosed.

SUBSCRIBED AND SWORN TO BEFORE

this the 15<sup>th</sup> day of January, 20 20, to certify which witness my hand and  
seal of office.

SEAL



Connie Holcomb  
NOTARY PUBLIC IN AND FOR THE  
STATE OF TEXAS

Connie Holcomb  
PRINT OR TYPE NAME OF NOTARY

MY COMMISSION EXPIRES Oct. 13, 2023