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**SOAH DOCKET NO. 473-21-2237.WS
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**APPLICATION OF TIMBERCREST § BEFORE THE STATE OFFICE
PARTNERS LLC FOR AUTHORITY § OF
TO CHANGE RATES § ADMINISTRATIVE HEARINGS**

**TIMBERCREST PARTNERS LLC'S FIRST SUPPLEMENTAL RESPONSE TO
COMMISSION STAFF'S SEVENTH REQUEST FOR INFORMATION
TO TIMBERCREST PARTNERS, LLC**

TO: Public Utility Commission of Texas, by and through their attorneys of record, Kevin Bartz, 1701 N. Congress Avenue, P.O. Box 13326, Austin, Texas 78711-3326.

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COMES NOW, Timbercrest Partners, LLC ("TCP"), by and through their attorneys of record, and files these first supplemental responses to The Public Utility Commission of Texas' Fifth Requests for Information. TCP stipulates that these responses may be treated as if filed under oath.

Respectfully submitted

Shea & Associates, PLLC

By: /s/ Tammy Shea

Tammy Wavle-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 September 8,

2022 in accordance with 16 TAC § 22.74 and the Commission's rules requiring electronic service.

/s/ Tammy Shea
Tammy Shea

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Staff 7-1 Please provide for Timbercrest a summary schedule showing total rate-case expenses by vendor within each discipline (legal, engineering, accounting, etc.) with subtotals for each month for which rate-case expense reimbursement is sought, broken down as follows: estimated expenses, expenses incurred and paid to date, expenses incurred and not paid to date, remaining estimated expenses, and specific areas of work by vendor.

Response : See Conf. Supp Attachmenet 7-4 for Shea and Associates Incurred charges through September 7, 2022. These charges have been incurred and billed but not yet paid as the invoice is not due until September 22, 2022.

Prepared By: Chuck Loy and Tammy Shea
Sponsored By: Chuck Loy and Tammy Shea

Staff 7-4 Please provide supporting documentation, including but not limited to paid invoices, receipts, timesheets, work descriptions, etc. to support all of the rate- case expenses that Timbercrest seeks to recover in this case.

Response : See Staff 7-4 Attachment Supp 1

Prepared By: Chuck Loy and Tammy Shea

Sponsored By: Chuck Loy and Tammy Shea

Staff 7-6 Please provide an affidavit signed by each professional stating that the rate charged is the normal hourly billing rate charged by the professional, is comparable to the hourly rate charged by other professionals for similar services provided to other Texas utilities and is the normal hourly billing rate charged by the professional for services to non-regulated entities.

Response : See Staff RFI 7-6 Attachment (a) and Supp Attachment (b).

Prepared By: Chuck Loy and Tammy Shea

Sponsored By: Chuck Loy and Tammy Shea

- Staff 7-18 Please provide evidence and testimony or affidavits showing the reasonableness of the cost of all professional services included in rate-case expenses, including but not limited to:
- (a.) The nature, extent, and difficulty of the work done by the attorney or other professional in the rate case;
 - (b.) The time and labor required and expended by the attorney or other professional;
 - (c.) The fees or other consideration paid to the attorney or other professional for the services rendered;
 - (d.) The expenses incurred for lodging, meals and beverages, transportation, or other services or materials;
 - (e.) The nature and scope of the rate case, including:
 - (i) The size of the utility and number and type of consumers served;
 - (ii) The amount of money or value of property or interest at stake;
 - (iii) The novelty or complexity of the issues addressed;
 - (iv) The amount and complexity of discovery.
 - (v) The occurrence and length of a hearing; and
 - (vi) The specific issue or issues in the rate case and the amount of rate- case expenses reasonably associated with each issue.

Response : Please see the Companies response to Staff 7-6.

Supp Response: See Rate case expense filing, Interchange No. 2 for size of utility and customers served and amount of money at stake. Eight sets of discovery have been served to date, several requiring detailed technical calculations and schedules. The hearing is scheduled to last 1-2 days. Staff has not yet identified the specific contested issues in the rate case; however, the most significant issue, and the reason for filing this case was so that Timbercrest could comply with all legal requirements in implementing a commercial rate for an apartment complex as Timbercrest did not have a tariff in place for an 8 inch meter. It should be noted that Timbercrest voluntarily made this filing to ensure compliance with all PUC requirements and there was no complaint otherwise made requiring them to do so.

This case has gone on for almost three years. Timbercrest's rates in its notice were effective December 8, 2020. However, in the interest of ensuring fairness, Timbercrest did not put rates into effect and awaited an order. Timbercrest prepared for and participated in two "mediations" both of which Staff simply indicated they needed more information (after three years) and failed to provide any substantive feedback on any particular issues in the case. Substantial time and effort has been made repeating information as this case has been through four attorneys and countless Staff members. Given the relatively small amount involved in this case, it should have been completed in 6-9 months. Instead, Timbercrest has now expended three years on this case.