

Control Number: 50200



Item Number: 1916

Addendum StartPage: 0

SOAH DOCKET NO. 473-20-3110.WS
PUC DOCKET NO. 50200

RECEIVED

2020 APR 15 PM 12:37

PUBLIC UTILITY COMMISSION
CLERK

APPLICATION OF UNDINE TEXAS, § BEFORE THE STATE OFFICE
LLC AND UNDINE TEXAS § OF
ENVIRONMENTAL, LLC FOR § ADMINISTRATIVE HEARINGS
AUTHORITY TO CHANGE RATES §

**OFFICE OF PUBLIC UTILITY COUNSEL'S
THIRD REQUEST FOR INFORMATION TO
UNDINE TEXAS, LLC AND UNDINE TEXAS ENVIRONMENTAL, LLC - REDACTED**

Pursuant to 16 Texas Administrative Code ("TAC") § 22.144, the Office of Public Utility Counsel ("OPUC") submits this Third Request for Information to Undine Texas, LLC ("UT") and Undine Texas Environmental, LLC ("UTE"). OPUC requests that UT and UTE provide answers to the request for information under oath as required by 16 TAC § 22.144(c)(2)(F) within the timeframe specified in the procedural schedule in this proceeding. OPUC further requests that UT and UTE provide an answer to the questions and sub-questions in the order listed below with sufficient detailed information to provide a complete and accurate answer to each question and sub-question.

Definitions

1. "UT," "UTE," the "Company," "Applicant," "You," and "Your" refer to Undine Texas, LLC and Undine Texas Environmental, LLC and their affiliates, subsidiaries, and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees, or other persons.
2. "Document" and "documents" include any written, recorded, filmed, or graphic matter, whether produced, reproduced, or on paper, cards, tape, film, electronic facsimile, computer storage device, or any other media, including, but not limited to, electronic mail (e-mail), memoranda, notes, analyses, minutes, records, photographs, correspondence, telegrams, diaries, bookkeeping entries, financial statements, tax returns, checks, check stubs, reports, studies, charts, graphs, statements, notebooks, handwritten notes, applications, contracts, agreements, books, pamphlets, periodicals, appointment calendars, records and recordings of oral conversations, work papers, observations, commercial practice manuals, reports, summaries of interviews, reports of consultants, appraisals,

1916

forecasts, tape recordings, or any form of recording that is capable of being transcribed into written form.

Instructions

1. The Definitions, Instructions, and Claim of Privilege sections set forth in this request for information apply to these questions.
2. In providing an answer to each question, please furnish all of the information that is in your possession, custody, or control, as defined by Texas Rules of Civil Procedure (Tex. R. Civ. Proc.) 192.7(b), including information in the possession, custody, or control of your affiliates, subsidiaries, and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees, or other persons.
3. Please answer each question based upon your knowledge, information, or belief, and state whether each answer is based upon your knowledge, information, or belief.
4. If you have possession, custody, or control, as defined by Tex. R. Civ. Proc. 192.7(b), of an original requested document, please produce the original requested document or a complete copy of the original requested document and all copies that are different in any way from the original requested document, whether by interlineation, receipt stamp, or notation.
5. If you do not have possession, custody, or control of an original requested document, please produce copies of the document, however made, in your possession, custody, or control. If any requested document is not in your possession, custody, or control, please explain why the document is not in your possession, custody, or control and provide the current location and custodian of the requested document or any copy, summary, or other form of the requested document thereof.
6. If there is any confusion about a question, please contact the undersigned counsel for clarification.
7. In providing your response to a question, please start each response on a separate page and type, at the top of the page, the question that is being answered by the response.
8. As part of the response to each question, please state, at the bottom of the answer to the question, the name and job position of each person(s) who participated in any way, other than by providing clerical assistance, in the preparation of the answer to the question. If

the question has sub-parts, please identify each person(s) by name and job position that participated in any way, other than by providing clerical assistance, in the preparation of the answer for each sub-part of the question.

9. Please state the name of the witness in this docket who will sponsor the answer to the question and/or sub-part of the question and who will swear to the truthfulness of the answer to the question and/or sub-part of the question.
10. Please provide individual responses to questions as each response becomes available, rather than waiting to provide all of the responses to the questions at the same time.
11. These questions are continuing in nature. If there is a change in circumstances or facts or if you receive or generate additional information that changes your answer to a question between the time of your original response and the time of the hearing, then you should submit, under oath, a supplemental response to your earlier answer to the question.
12. If you consider any question to be unduly burdensome, or if the response would require the production of a voluminous amount of material, please contact the undersigned counsel, as soon as possible, to discuss the situation and try to resolve the issue. Furthermore, if you object to any question on the grounds that the question seeks confidential information, or on any other grounds, please contact the undersigned counsel, as soon as possible, to discuss the situation and try to resolve the issue.
13. If the response to any question is voluminous, please make available all of the voluminous material at a designated location in Austin. Please provide a detailed index for the voluminous material with your response to the question to enable efficient review of the material. The index should include information sufficient to locate each individual document by page, file, and box number, date of each document, title of each document, description of each document if no document title exists, name of the preparer of each document, and length of each document.
14. If the requested information is included in previously furnished exhibits, workpapers, or responses to other discovery inquiries or otherwise, in hard copy or electronic format, please furnish specific references thereto, including Bates Stamp page citations and detailed cross-references to the previously furnished information.

15. If a question requests the production of copyrighted material, you may provide a list of such material, including the title, publisher, author, edition, and page references relied on or otherwise relevant to the question.

Claim of Privilege

If any document is withheld under any claim of privilege, please provide a list that identifies each document for which a privilege is being claimed, including the date, sender, recipient(s) of the privileged document, recipient(s) of copies of the privileged document, subject matter of the privileged document, and the basis upon which a privilege is being claimed by the Company.

SOAH Docket No. 473-20-3110.WS
PUC Docket No. 50200
OPUC's Third Request for Information to
Undine Texas, LLC and Undine Texas Environmental, LLC - Redacted

- 3-1. With respect to Gulf Coast Water System, please provide detailed workpapers demonstrating how the Company determined the appropriate segmentation of the Test Year billed water volumes into the various volumetric rate blocks being requested by the Company within the proposed rate design.
- 3-2. With respect to Chuck Bell Water System, please provide detailed workpapers demonstrating how the Company determined the appropriate segmentation of Test Year billed water volumes into the various volumetric rate blocks being requested by the Company within the proposed rate design.
- 3-3. Please reference CONFIDENTIAL-Attachment to Staff RFI No. 2-8 - [REDACTED]. Please provide, by employee, the basis or supporting documentation, including detailed time sheets with supporting notes, for the determination of the percentage of time allocated to operations ([REDACTED]) and the percentage of time allocated to [REDACTED].
- 3-4. Please reference the Company's response to OPUC RFI 3-3 above. Please indicate how the documentation supporting the percentage of time allocated to operations and to [REDACTED] is maintained and updated. Please indicate the frequency of these updates as well as what auditing or verification procedures are in place to ensure accurate allocation.
- 3-5. Please reference CONFIDENTIAL-Attachment to Staff RFI No. 2-8 - [REDACTED] Worksheet "Payroll 4th qtr". Please explain the derivation of [REDACTED] referenced in [REDACTED] and provide a copy of the referenced "Study".
- 3-6. Please identify any specific expenses or capital repair or replacements claimed in the Test Year that occurred due to flooding from Tropical Storm Imelda or other catastrophic events. If any of these expense or capital repair or replacement items were reimbursed by insurance proceeds, or are anticipated to be reimbursed by insurance proceeds, please indicate which items were reimbursed by insurance proceeds, or are anticipated to be reimbursed by insurance proceeds.
- 3-7. Please identify the Wholesale Water and Sewer customers to whom service is provided on the Gulf Coast System(s). Please provide a copy of the currently applicable contract between the Company and the wholesale customer(s). Finally, please indicate the specific water and sewer volumes billed to each wholesale customer(s) during the Test Year.


SOAH Docket No. 473-20-3110.WS
PUC Docket No. 50200
OPUC's Third Request for Information to
Undine Texas, LLC and Undine Texas Environmental, LLC - Redacted

- 3-8.** With respect to the EMCAD Sewer System, please admit or deny that the sewer flow contributed by the customer cannot be estimated based on data available to the Company. If denied, please explain what data is available to make this estimation and provide the data for the Test Year.
- 3-9.** With respect to the Sugartree Sewer System, please admit or deny that the sewer flow contributed by the customer cannot be estimated based on data available to the Company. If denied, please explain what data is available to make this estimation and provide the data for the Test Year.
- 3-10.** With respect to the Bolivar Sewer System, please admit or deny that the sewer flow contributed by the customer cannot be estimated based on data available to the Company. If denied, please explain what data is available to make this estimation and provide the data for the Test Year.

April 15, 2020

Respectfully submitted,

Lori Cobos
Chief Executive & Public Counsel
State Bar No. 24042276



Chris Ekoh
Senior Managing Public Counsel
State Bar No. 06507015
Tucker Furlow
Senior Assistant Public Counsel
State Bar No. 24060897

OFFICE OF PUBLIC UTILITY COUNSEL
1701 N. Congress Avenue, Suite 9-180
P.O. Box 12397
Austin, Texas 78711-2397
512/936-7500 (Telephone)
512/936-7525 (Facsimile)
chris.ekoh@opuc.texas.gov
tucker.furlow@opuc.texas.gov
opuc_eservice@opuc.texas.gov (Service)

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was served on all parties of record in this proceeding on this 15th day of April 2020, by facsimile, electronic mail, and/or first class, U.S. Mail.



Chris Ekoh