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DOCKET NO. 51170

APPLICATION OF THE CITY OF	§	PUBLIC UTILITY COMMISSION
SWEETWATER TO AMEND A	§	
CERTIFICATE OF CONVENIENCE AND	§	OF TEXAS
NECESSITY IN NOLAN COUNTY	§	

**COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO
THE CITY OF SWEETWATER
QUESTION NOS. STAFF 1-1 THROUGH 1-4**

Pursuant to 16 Texas Administrative Code (TAC) § 22.144 of the Commission's Procedural Rules, the Staff of the Public Utility Commission of Texas (Staff) requests that the City of Sweetwater, by and through its representative of record, provide the following information and answer the following question(s) under oath. The question(s) shall be answered in sufficient detail to fully present all of the relevant facts, within the time limit provided by the Presiding Officer or within 20 days, if the Presiding Officer has not provided a time limit. Please copy the question immediately above the answer to each question. These question(s) are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.

Provide responses to the Requests for Information by filing with the Commission solely through the Interchange on the Commission's website and provide notice, by email, to all other parties that the pleading or document has been filed with the Commission, unless otherwise ordered by the presiding officer pursuant to the Second Order Suspending Rules in Project No. 50664.

Dated: 2021-10-20

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

Eleanor D'Ambrosio
Deputy Division Director

/s/ R. Floyd Walker
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**DOCKET NO. 51170
CERTIFICATE OF SERVICE**

I certify that unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on 2021-10-20, in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ R. Floyd Walker
R. Floyd Walker

**COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO
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DEFINITIONS

- 1) "Sweetwater," "the City," or "you" refers to the City of Sweetwater 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" includes any written, recorded, or graphic matter, however produced or reproduced, including but not limited to correspondence, telegrams, contracts, agreements, notes in any form, memoranda, diaries, voice recording tapes, microfilms, pictures, computer media, work papers, calendars, minutes of meetings or other writings or graphic matter, including copies containing marginal notes or variations of any of the foregoing, now or previously in your possession. In the event any documents requested by this Request for Information have been transferred beyond Sweetwater's control, describe the circumstances under which the document was destroyed or transferred and provide an exact citation to the subject document. In the event that documents containing the exact information do not exist, but documents do exist which contain portions of the required information or which contain substantially similar information, then the definition of "documents" shall include the documents which do exist and these documents will be provided.**Error! Bookmark not defined.**

**COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO
THE CITY OF SWEETWATER
QUESTION NOS. STAFF 1-1 THROUGH 1-4**

INSTRUCTIONS

- 1) Pursuant to 16 TAC § 22.144(c)(2), Staff requests that answers to the requests for information be made under oath.
- 2) Please copy the question immediately above the answer to each question. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.
- 3) These questions are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer.
- 4) Words used in the plural shall also be taken to mean and include the singular. Words used in the singular shall also be taken to mean and include the plural.
- 5) The present tense shall be construed to include the past tense, and the past tense shall be construed to include the present tense.
- 6) If any document is withheld under any claim of privilege, please furnish a list identifying each document for which a privilege is claimed, together with the following information: date, sender, recipients or copies, subject matter of the document, and the basis upon which such privilege is claimed.
- 7) Pursuant to 16 TAC § 22.144(h)(4), if the response to any request is voluminous, please provide a detailed index of the voluminous material.
- 8) Staff requests that each item of information be made available as it is completed, rather than upon completion of all information requested.

**COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO
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QUESTION NOS. STAFF 1-1 THROUGH 1-4**

- Staff 1-1** Refer to the application at Part B Question No. 11. Please admit or deny that the “new service extension line” is the eight-inch water main identified by Bittercreek Water Supply Corporation in Docket No. 52443.¹ If the answer is anything other than an unqualified admit, please explain.
- Staff 1-2** Please state whether Sweetwater has the ability to provide adequate and continuous water service to the requested area (a) without the construction of a new service extension line; and (b) without the construction of a new service extension line that passes through the certificated area of Bitter Creek Water Supply Corporation.
- Staff 1-3** To the extent that Sweetwater contends that it is able to provide adequate and continuous water service to the requested area without the construction of a new service extension line, describe in detail Sweetwater’s alternative methods of providing water service to the requested area including estimated costs and timelines.
- Staff 1-4** To the extent that Sweetwater contends that it is able to provide adequate and continuous water service to the requested area without the construction of a new service extension line, describe in detail whether its implementation of alternatives is contingent upon complete or partial denial of the petition in Docket No. 52443.

¹ *Petition of Bitter Creek Water Supply Corporation for a Cease and Desist Order Against the City of Sweetwater*, Docket No. 52443, Amended Petition at 3 (Sep. 14, 2021)