



Control Number: 51224



Item Number: 29

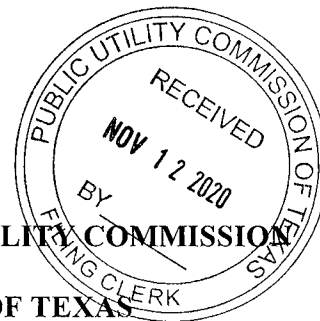
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DOCKET NO. 51224

COMPLAINT OF JOHN BLALOCK
AGAINST MERCY WATER SUPPLY
CORPORATION

§
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PUBLIC UTILITY COMMISSION
OF TEXAS



**COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO
MERCY WATER SUPPLY CORPORATION
QUESTION NOS. STAFF 1-1 THROUGH 1-31**

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 Mercy Water Supply Corporation (Mercy WSC) by and through its attorney 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 Order Suspending Rules in Docket No. 50664.

Dated: November 12, 2020

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

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Managing Attorney

/s/ Justin C. Adkins
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**DOCKET NO. 51224
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 November 12, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Justin C. Adkins
Justin C. Adkins

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COMPLAINT OF JOHN BLALOCK	§	PUBLIC UTILITY COMMISSION
AGAINST MERCY WATER SUPPLY	§	
CORPORATION	§	OF TEXAS

**COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO
MERCY WATER SUPPLY CORPORATION
QUESTION NOS. STAFF 1-1 THROUGH 1-31**

DEFINITIONS

- 1) "Mercy," "Company," or "you" refers to Mercy Water Supply Corporation and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons.
- 2) "Northern Tract" refers to the property currently located at 1611 Bowen Loop Rd., Cleveland, TX 77328.
- 3) "Southern Tract" refers to the property currently located at 1601 Bowen Loop Rd., Cleveland, TX 77328.
- 4) "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 the Company'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.

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**COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO
MERCY WATER SUPPLY CORPORATION
QUESTION NOS. STAFF 1-1 THROUGH 1-31**

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.

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**COMMISSION STAFF'S FIRST REQUEST FOR INFORMATION TO
MERCY WATER SUPPLY CORPORATION
QUESTION NOS. STAFF 1-1 THROUGH 1-31**

- Staff-1-1 Admit or deny that Ms. Gloria Ann Meeks (Ms. Meeks) never possessed a membership with Mercy. If deny, provide all dates Ms. Meeks did possess such a membership.
- Staff 1-2 Admit or deny that Ms. Meeks never applied for water service from Mercy.
- Staff 1-3 Admit or deny that Mercy had knowledge that at the time of Ms. Reba Ivey's (Ms. Ivey) August 11, 1995 Service Application and Agreement, the Northern and Southern Tracts had been previously partitioned.
- Staff 1-4 Admit or deny that Mercy had knowledge that a pipeline was needed to provide water service to the Northern Tract in accordance with Ms. Ivey's request for water service in 1995.
- Staff 1-5 Admit or deny that installation of a pipeline from the water meter installed on the Southern Tract is and would have been necessary for the Northern Tract to receive water service from the meter.
- Staff 1-6 Admit or deny that the address of the Northern Tract was changed from 154 Bowen Rd., Cleveland, TX, as reflected on the August 11, 1995 Service Application and Agreement completed by Ms. Ivey, to 1611 Bowen Loop, Cleveland, Texas 77328.
- Staff 1-7 Admit or deny that Mercy never provided water service to the Southern Tract. If deny, provide the dates of all such service.
- Staff 1-8 Admit or deny that Mr. John Blalock (Mr. Blalock) came into the Mercy office and attempted to transfer Ms. Ivey's membership to himself. If admit, provide all dates on which such visits occurred.
- Staff 1-9 Admit or deny that at the time Mr. Blalock came into the Mercy office, Mercy requested that Mr. Blalock produce proof of ownership to the Northern Tract.
- Staff 1-10 Admit or deny that Mr. Blalock produced to Mercy proof of ownership to the Northern Tract. If admit, provide all such documentation showing proof of ownership.
- Staff 1-11 Admit or deny that Mercy had possession of a right-of-way easement signed by Ms. Meeks, dated August 21, 1995.

- Staff 1-12 Admit or deny that Ms. Ivey's Mercy membership was transferred to Mr. Adrian Rodz.
- Staff 1-13 Admit or deny that Mr. Blalock is the legal owner of the Northern Tract.
- Staff 1-14 Please produce all records relating to the membership of Ms. Ivey.
- Staff 1-15 Please produce all records relating to the membership of Ms. Meeks.
- Staff 1-16 Please produce all documentation reflecting the intended service location of the water meter installed on the Southern Tract at the time of installation.
- Staff 1-17 Please produce all documentation reflecting Mr. Blalock's attempts to transfer Ms. Ivey's membership to himself.
- Staff 1-18 Please provide all documentation relating to the membership of Mr. Blalock with Mercy.
- Staff 1-19 Please produce all documentation showing that Ms. Ivey failed to comply with conditions relating to the transfer of her membership.
- Staff 1-20 Please produce all documentation showing that Mr. Blalock failed to comply with conditions relating to the transfer of Ms. Ivey's membership to himself or receipt of water service.
- Staff 1-21 Please produce all records reflecting all changes of address for Ms. Ivey's membership from the inception of the membership to the present.
- Staff 1-22 Please produce a complete copy of Mercy's tariff.
- Staff 1-23 Please produce a complete copy of Mercy's bylaws.
- Staff 1-24 Please provide the location of all water pipes providing service to the tract of land at the time Ms. Ivey signed up for service in 1995.
- Staff 1-25 Please provide the date Mercy was aware that the address of the Northern Tract had changed from 154 Bowen Rd., Cleveland, TX, as reflected on the August 11, 1995 Service Application and Agreement completed by Ms. Ivey, to 1611 Bowen Loop, Cleveland, Texas 77328.
- Staff 1-26 Please state all dates water service was provided to the meter located on the Southern Tract, and the dates no water service was provided, from the inception of Ms. Ivey's membership to the present.

- Staff 1-27 Please state whether you believe Ms. Ivey's membership was liquidated, as provided for in Mercy's tariff, and if so, when this occurred.
- Staff 1-28 Please provide the date you contend Ms. Ivey's membership was no longer in effect.
- Staff 1-29 Please provide all dates on which Mr. Blalock appeared in person at the Mercy office(s) inquiring into transferring Ms. Ivey's Mercy membership to himself.
- Staff 1-30 Please provide the basis on which Ms. Ivey's membership was transferred to Mr. Adrian Rodz.
- Staff 1-31 Please state whether the service requested by and provided to Ms. Ivey was classified as standard or non-standard.