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DOCKET NO. 51619

SOAH DOCKET NO. 473-22-2652

COMPLAINANT'S EXHIBIT LIST

1/30/23

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COMPLAINT OF JEFF CONNORS	§	PUBLIC UTILITY COMMISSION
AGAINST THE GALLERY	§	
APARTMENTS, ROSCOE PROPERTY	§	OF TEXAS
MANAGEMENT, AND CONSERVICE	§	

COMPLAINANT’S EXHIBIT LIST

I. Background

On September 23, 2022, the SOAH filed SOAH Order No. 2 (Item 68) which set a deadline of January 30, 2023 for the parties to prefile all exhibits they intend to use during the hearing.

II. Discussion

In my Exhibit List I am including all the Items I’ve submitted that I want the ALJ to consider when they decide the case but I will only use the exhibit in Item 105 in the hearing itself unless for some reason I have to reference my previous submittals to make any points in the hearing.

The exhibit in Item 105 primarily references and contains copies of Items that have already been submitted to the Docket, including responses to RFIs that I received from the PUC Staff and Conservice. The only material in it that haven’t been submitted to the Docket thus far is an email that I exchanged with the Heritage Oaks front office shortly after I first moved into the complex (page 62 of the exhibit) that supports my contention that the Respondents violated PUC Rule §24.283 (b)(1).

I hope that I won’t have to spend much time, if any, arguing that the Respondents violated PUC Rule §24.283 (d)(1) by not rendering the bills for the same billing period as that of the public utility. This can be verified very easily by going into the table at the back of Conservice’s response to my Third RFI to them. The water charges for Gallery II in the first column of that table are for *Sewer 2*, *Sewer 4*, *Water 2*, and *Water 4*. If one compares the *Provider Cycle*

column in the middle of the table, which is the billing cycle of the City of Austin bill, with the *Conservice Cycle* to the right of it, which is the water service dates that were on our rental bills, they'll see that they don't match for the months of October 2019 to March 2020.

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In regards to Ms. Eiland, I see that the PUC Staff is making her available for cross examination (Item 103). I don't have any questions for Ms. Eiland and I wouldn't object if she is not made available for cross examination.

III. Complainant's Exhibit List

1. Item 70 Complainant Written Testimony
2. Item 71 Evidence for Complainant Written Testimony
3. Item 82 Complainant Rebuttal of PUC Staff's Written Testimony
4. Item 83 Evidence for Complainant Rebuttal of PUC Staff's Written Testimony
5. Item 88 Complainant Rebuttal of The Gallery Apartments and Roscoe Property Management's Position Statement and Direct Testimony
6. Item 89 Complainant Supplemental Statement of Position
7. Item 96 Complainant Supplemental Rebuttal Testimony
8. Item 105 Complainant's Exhibit for Hearing

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I will email stephanie.laird@rpmliving.com, jaime.hearn@rpmliving.com, jkat@conservice.com, edmunds@hooverslovacek.com, liu@hooverslovacek.com, and phillip.lehmann@puc.texas.gov to inform them of this submission to the docket.

Respectfully submitted,

Jeff Connors

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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 on January 30, 2023 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Jeff Connors

Jeff Connors

Complainant