



Filing Receipt

Filing Date - 2023-05-24 04:26:41 PM

Control Number - 52370

Item Number - 79

BEFORE THE
STATE OFFICE OF ADMINISTRATIVE
HEARINGS

APPLICATION OF EAST HOUSTON UTILITIES TO CHANGE RATES

SOAH ORDER NO. 5
SETTING HEARING ON THE MERITS

On May 5, 2023, a prehearing conference was convened in this matter via Zoom. Representatives for the Applicant and intervenors appeared. The staff (Staff) of the Public Utility Commission did not appear. At the prehearing conference, the parties agreed to hold the hearing on the merits on May 30, 2023.

Accordingly, the hearing on the merits will be held at **9:00 AM (CT) on May 30, 2023**, remotely via Zoom videoconference. The audio portion of the hearing will be recorded, and it will be the official record of the proceeding. Attend the hearing in one of these ways:

Join by computer or smart device:

Go to <https://soah-texas.zoomgov.com> and enter the following:

Meeting ID: 161 483 5267

Video Passcode: PUC766

Join by telephone (audio only):

Call +1 669 254 5252, and then enter the following:

Meeting ID: 161 483 5267

Telephone Passcode: 452539

Parties **SHALL** comply with the following prehearing requirements and deadlines regarding prefiling exhibits and witness identification. **No later than May 26, 2023:**

1. Each party **SHALL** file a witness list identifying all witnesses the party expects to call to testify during the hearing. The party shall also identify its witnesses, if any, for whom all other parties have waived cross-examination.
2. Each party **SHALL** file a list of all exhibits it intends to offer at the hearing (including, for example, on cross-examination).
3. The parties **SHALL** deliver to the ALJ at the State Office of Administrative Hearings (SOAH), Room 504, 5th Floor, William P. Clements Building, 300 West 15th Street, Austin, Texas 78701, an electronic copy (USB drive or CD) of all exhibits the party intends to offer to be maintained as the record copy. If a court reporter will

transcribe the hearing, the parties **SHALL ALSO**, after consulting with the court reporter about how to do so, provide an electronic copy of all exhibits the party intends to offer along with a copy of the party's witness list and exhibit list. When a court reporter is retained, the electronic copies of the parties' exhibits submitted to the court reporter will be maintained as the record copy.

4. The parties **SHALL** exchange with each other a marked copy of all exhibits they intend to offer.¹

All exhibits **SHALL** be marked with the offering party's name and the exhibit number. Exhibits should be numbered sequentially, and multipage documents shall be paginated or Bates-stamped. Exhibits not meeting a requirement in this order may not be admitted into the record absent good cause.

Prior to the hearing, the parties **SHALL** provide to witnesses all documents necessary for their effective participation in the hearing. Parties should also speak to the witnesses they intend to call to testify and provide the necessary videoconferencing information.

Signed May 24, 2023

¹ The parties may agree among themselves on the method delivery to each other and may agree to forego delivery to each other of marked copies of exhibits they have already received, relying on the exhibit lists to identify the offering party and exhibit number.

ALJ Signature(s):

A handwritten signature in black ink, appearing to read "Daniel Wiseman", is written over a horizontal line.

Daniel Wiseman

Presiding Administrative Law Judge