



## **Filing Receipt**

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PUC DOCKET NO. 56520**

<b>COMPLAINT OF DANIEL DEWEBER AND PRAIRIE BRANCH PROPERTIES LLC AGAINST AMON CARTER LAKE WATER SUPPLY CORPORATION</b>	§ § § § §	<b>BEFORE THE STATE OFFICE  OF ADMINISTRATIVE HEARINGS</b>
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**DANIEL DEWEBER AND PRAIRIE BRANCH PROPERTIES LLC'S FIRST REQUEST  
FOR INFORMATION FROM AMON CARTER LAKE WATER SUPPLY  
CORPORATION**

TO: Amon Carter Lake Water Supply Corporation, P.O. Box 512, Bowie, Texas 76230.

Pursuant to 16 Tex. Admin. Code § 22.144, the Texas Rules of Civil Procedure, and the instructions and definitions set forth herein, Complainants Daniel Deweber and Prairie Branch Properties LLC serve the following First Request for Information from Amon Carter Lake Water Supply Corporation. Responses to this discovery shall be served upon the undersigned counsel within twenty (20) days of service of this First Request for Information.

Complainants hereby request Amon Carter Lake Water Supply Corporation produce and permit Plaintiffs to inspect and copy each of the documents, records, materials and tangible things designated below at the RIGBY SLACK LAWRENCE PEPPER + COMERFORD, PLLC, 3500 Jefferson Street, Suite 330, Austin, Texas 78731 or at another mutually agreeable location, on or before twenty (20) days after service.

**INSTRUCTIONS**

1. When responding to these requests, please refer to the instructions and definitions contained herein.
2. Any document that responds, in whole or in part, to any request shall be produced in its entirety, including all attachments and enclosures.
3. All documents shall be produced as they were kept in the usual course of business or shall be organized and labeled to correspond with the particular request.

4. If the documents that you produce have been removed from the files in which they normally reside for the purpose of making production, please indicate for each such document the file, or files, in which it normally resides.
5. All documents or communications kept electronically shall be produced in their native format.
6. These requests shall be deemed continuing, so as to require prompt supplementation if you obtain or discover further documents called for by any request between the time of responding to this request and the time of trial.
7. Each request shall be construed independently and not be referenced to any other request herein for purposes of limitation, unless one request specifically refers to another request.
8. For a document that no longer exists or that cannot be located, identify the document, state how and when it passed out of existence or could no longer be located, and the reasons for the disappearance. Also, identify each person having knowledge about the disposition or loss of the document, and identify any other document evidencing the lost document's existence or any facts about the lost document.
9. If any document is withheld, in whole or in part, for any reason, including, but not limited to, any claim of privilege, confidentiality, or work product, set forth separately with respect to each such document:
  - (1) the author of the document;
  - (2) the addressee of the document;
  - (3) the date of the document;
  - (4) the identity of all persons having received copies of the document;
  - (5) the subject matter of the document;
  - (6) a brief statement or synopsis of the matters dealt with in the document and/or the circumstances surrounding the making of the document; and
  - (7) the specific claim of privilege or exemption being made with respect to the specific document.

### **DEFINITIONS**

As used herein in these Requests for Information, the following terms shall have the meaning indicated below, unless otherwise indicated:

1. **"You"**, **"your"**, or **"ACLWSC"** shall mean Amon Carter Lake Water Supply Corporation, and any representative, agent, servant, or any other person or entity acting by, through or on its behalf, whether directly or indirectly.
2. **"Complainants"** shall mean Daniel Deweber and Grand Prairie Properties LLC and any representative, agent, servant, or any other person or entity acting by, through or on its/his behalf, whether directly or indirectly.

3. **“Property”** means Lots 1 thru 30, Block 1, Carter Heights in Montague County, Texas owned by Prairie Branch Properties LLC.
4. **“PUC”** means the Public Utility Commission of Texas and any representative, agent, servant, or any other person or entity acting by, through or on its behalf, whether directly or indirectly.
5. **“Tariff”** means a document listing the rates charged by and related service policies practiced by a utility providing retail service
6. **“Communication”** and/or **“Correspondence”** shall mean and include every manner or means of disclosure, transfer, or exchange, and every disclosure, transfer or exchange of information, whether orally or by document, by telephone, text, electronic mail, mail, facsimile, personal delivery or otherwise.
7. **“Document”** means all written, typed, or printed matter and all electronic, magnetic, or other records or documentation of any kind or description in your actual possession, custody, or control, including those in the possession, custody, or control of any and all present or former directors, officers, employees, consultants, accountants, attorneys, or other agents, whether or not prepared by you, that constitute or contain matters relevant to the subject matter of the action. “Document” includes, but is not limited to, the following: letters, emails, reports, charts, diagrams, correspondence, telegrams, memoranda, notes, records, minutes, contracts, agreements, records or notations of telephone or personal conversations or conferences, interoffice communications, e-mail, microfilm, bulletins, circulars, pamphlets, photographs, faxes, invoices, tape recordings, computer printouts, drafts, résumés, logs, and worksheets.
8. **“Possession, custody, or control”** of an item means that the person either has physical possession of the item or has a right to possession equal or superior to that of the person who has physical possession of the item.
9. **“Person”** means any natural person, corporation, firm, association, partnership, joint venture, proprietorship, governmental body, or any other organization, business, or legal entity, and all predecessors or successors in interest.
10. **Relational Terms**. The terms “concerning” or “pertaining” or “relating” or “reflecting” shall be interpreted to direct you to all documents constituting, describing, relating, evidencing, supporting, or respecting to that which is requested.
11. **“And”** or **“or”** shall be construed conjunctively or disjunctively as necessary to make the requests inclusive rather than exclusive. The use of the word “including” shall be construed to mean “without limitation.”
12. The use of the singular shall be deemed to include the plural, and the masculine and feminine, as appropriate in the context.

13. Unless otherwise specified, the **time period** for these requests covers **January 1, 2020, through the present.**

### **REQUESTS FOR INFORMATION**

**REQUEST FOR INFORMATION NO. 1:** Produce all correspondence between You and the Complainants related to Complainants' requests for water service for the Property.

**RESPONSE:**

**REQUEST FOR INFORMATION NO. 2:** Produce all documents relating to Complainants' requests for water service for the Property.

**RESPONSE:**

**REQUEST FOR INFORMATION NO. 3:** Produce copies of all Your Tariffs which have been in effect since January 1, 2020.

**RESPONSE:**

**REQUEST FOR INFORMATION NO. 4:** Produce all documents You submitted to the PUC relating to Complainants' requests for water service for the Property.

**RESPONSE:**

**REQUEST FOR INFORMATION NO. 5:** Produce all correspondence between You and the PUC relating to Complainants' requests for water service for the Property.

**RESPONSE:**

**REQUEST FOR INFORMATION NO. 6:** Produce all Your internal communications relating to Complainants' requests for water service for the Property.

**RESPONSE:**

**REQUEST FOR INFORMATION NO. 7:** Produce all documents relating to any action taken by the ACLWSC board of directors relating to Complainants' requests for water service for the Property.

**RESPONSE:**

**REQUEST FOR INFORMATION NO. 8:** Produce all applications for water service submitted to You by the Complainants.

**RESPONSE:**

**REQUEST FOR INFORMATION NO. 9:** Produce all cost estimates related to providing water service to the Property.

**RESPONSE:**

**REQUEST FOR INFORMATION NO. 10:** Produce all engineering reports related to providing water service to the Property.

**RESPONSE:**

**REQUEST FOR INFORMATION NO. 11:** Produce all correspondence between You and any engineer related to providing water service to the Property.

**RESPONSE:**

**REQUEST FOR INFORMATION NO. 12:** Produce all correspondence between You and any third party related to providing water service to the Property.

**RESPONSE:**

Respectfully submitted,

/s/ Bill Knowlton

William Knowlton

State Bar No. 11627500

Diane Knowlton

State Bar No. 24104242

**KNOWLTON FIRM**

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AND

/s/ Tyler J. Ryska

Tyler J. Ryska

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ATTORNEYS            FOR            THE  
COMPLAINANTS

**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 October 11, 2024, in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Tyler J. Ryska

Tyler J. Ryska