



## **Filing Receipt**

**Filing Date - 2024-09-17 01:16:01 PM**

**Control Number - 56963**

**Item Number - 25**

Mr. Brocato's Direct Line: (512) 322-5857  
Email: tbrocato@lglawfirm.com

September 17, 2024

**VIA E-FILE**

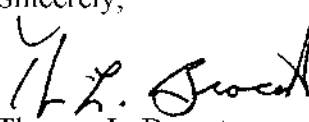
Public Utility Commission of Texas  
Attn: Central Records  
1701 North Congress Avenue  
Austin, TX 78701

Re: Docket No. 56963 - *Application of Oncor Electric Delivery Company LLC to Amend its Distribution Cost Recovery Factor*

Dear Filing Clerk:

Attached please find the Affidavit of Thomas L. Brocato Related to the Steering Committee of Cities Served by Oncor's (OCSC) Rate Case Expenses associated with the above referenced docket. Thank you for your assistance.

Sincerely,



Thomas L. Brocato  
Attorney for OCSC

TLB/jh

Attachment

CC: To all parties

1669/64:8894773

**DOCKET NO. 56963**

<b>APPLICATION OF ONCOR</b>	<b>§</b>	<b>BEFORE THE</b>
<b>ELECTRIC DELIVERY COMPANY</b>	<b>§</b>	
<b>LLC TO AMEND ITS DISTRIBUTION</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>COST RECOVERY FACTOR</b>	<b>§</b>	<b>OF TEXAS</b>

**AFFIDAVIT OF THOMAS L. BROCATO  
RELATED TO THE RATE CASE EXPENSES OF THE  
STEERING COMMITTEE OF CITIES SERVED BY ONCOR**

**STATE OF TEXAS       §**  
**§**  
**COUNTY OF TRAVIS   §**

BEFORE ME, the undersigned authority, on this day personally appeared Thomas L. Brocato who being by me first duly sworn, on oath deposed and said the following:

1. My name is Thomas L. Brocato. I am a principal with the law firm of Lloyd Gosselink Rochelle and Townsend, P.C. (Lloyd Gosselink) and counsel for the Steering Committee of Cities Served by Oncor (OCSC) in Public Utility Commission of Texas Docket No. 56963. I have been practicing public utility law since 1990 and have represented municipalities in numerous rate cases and various proceedings before the Public Utility Commission and the Railroad Commission of Texas.

2. I am familiar with the work performed by Lloyd Gosselink and the technical consultant on behalf of OCSC in connection with Docket No. 56963 concerning the *Application of Oncor Electric Delivery Company LLC to Amend its Distribution Cost Recovery Factor*. I am over the age of 18 years and am not disqualified from making this affidavit. My statements are true and correct.

3. I have reviewed the billings of Lloyd Gosselink submitted to OCSC for legal services performed in Docket No. 56963. I affirm that those billings accurately reflect the time

spent and expenditures incurred by Lloyd Gosselink on OCSC's behalf. Those billings were accurately calculated before they were tendered, and there was no double billing. None of the charges billed to OCSC have been recovered through reimbursement for other expenses. The expenses charged were associated with the review of Oncor Electric Delivery Company's (Oncor or Company) application for approval to amend its distribution cost recovery factor rate in Docket No. 56963 and were necessary to advise OCSC and accomplish necessary tasks in this Commission proceeding. Rate case expenses for August 1, 2024 through August 31, 2024 (inclusive of legal fees, consultant charges, and other expenses) are summarized in the table attached to this affidavit as Exhibit A and are as follows:

4. For the period August 1, 2024 through August 31, 2024, Lloyd Gosselink requests approval of \$3,661.00 for legal services in Docket No. 56963. This figure includes legal fees and expenses. The fees and expenses incurred through August 31, 2024 were necessary to: advise OCSC on the Company's distribution cost recovery factor rate request, review the application, identify issues, retain and work with consultants, engage in discovery, review testimony, finalize a resolution and related documents, and substantiate OCSC's rate case expenses.

5. The attorneys' hourly rates of \$330-\$340, upon which the billings are based, are the same hourly rates charged to other clients for comparable services during the same time period. Our firm's rates are at the lower end of the range compared to the rates charged by other lawyers with similar experience providing similar services. The hours spent to perform the tasks assigned to Lloyd Gosselink were necessary to complete those tasks in a professional manner on a timely basis. The bulk of the work performed by Lloyd Gosselink in this case was accomplished by myself and my associate, Samantha N. Miller. My experience participating in utility rate cases at the Commission aids in our efforts to keep rate case expenses reasonable. Additionally, Lloyd

Gosselink minimized rate case expenses by using associates and paralegals where possible to take advantage of lower billing rates. Finally, rate case expenses were minimized by actively seeking the opportunity to settle this matter.

6. The invoices submitted by Lloyd Gosselink include a description of services performed and time expended on each activity. The invoices for Docket No. 56963 are attached to this filing as Exhibit B. Lloyd Gosselink has documented all charges with time sheets, invoices, and records. The documentation in this case is similar to that provided in many previous rate cases at the Commission.

7. OCSC coordinated with their consultants and other intervenors to avoid unnecessary duplication. The Company's Application required examination of a number of issues.

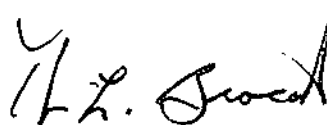
8. Invoices from Lloyd Gosselink also include fees and expenses incurred from Karl Nalepa, consultant with ReSolved Energy Consulting LLC in the amount of \$1,568.00. Karl Nalepa has testified before the Commission on many prior occasions. The hourly rate for Karl Nalepa in Docket No. 56963 is \$280. This is the same or similar hourly rate charged to other clients for comparable services during the same time period. Karl Nalepa has reviewed the Company's filings in Docket No. 56963, prepared discovery questions, written direct testimony, and provided technical support.

9. For all the matters addressed in this Affidavit, neither Lloyd Gosselink nor any consultants for OCSC have charged for luxury items, including first-class airfare, limousine service, entertainment, or alcoholic beverages. No meals were charged in excess of \$25 per person, and no individual billed for more than 12 hours per day.

10. Each issue OCSC addresses has a reasonable basis in law, policy, or fact. OCSC's attorneys reviewed the relevant law and Commission rules to ensure that the issues raised by OCSC's case were reasonably grounded and relevant to this matter.

11. The total amount requested for rate case expenses from August 1, 2024 through August 31, 2024 in the amount of \$5,229.00 for Docket No. 56963 is reasonable given the complexity, importance, and magnitude of Oncor's case, the comprehensive nature of OCSC's position in the matter, the number of issues, and the effort required to achieve a satisfactory resolution in the matter.

12. OCSC is likely to incur ongoing expenses associated with its participation in this proceeding. OCSC will update its total rate case expenses as this matter proceeds.

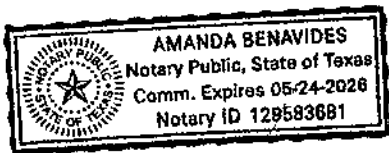


THOMAS L. BROCATO

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned authority, on this 17th day of September, 2024.



Notary Public



**Docket No. 56963**  
**Summary of Rate Case Expenses through August 31, 2024**

<i>Lloyd Gosselink Rochele &amp;</i>	<i>Invoice Date</i>	<i>Invoice No.</i>	<i>Start of Billing Period</i>	<i>End of Billing Period</i>	<i>Invoice Amount</i>	<i>Notes</i>
	9/10/2024	97553313	8/1/2024	8/31/2024	\$ 3,661.00	<i>Provided with Affidavit of TLB</i>
			<b>LGRT TOTAL</b>		<b>\$ 3,661.00</b>	

<i>ReSolved Energy Consulting,</i>	<i>Invoice Date</i>	<i>Invoice No.</i>	<i>Start of Billing Period</i>	<i>End of Billing Period</i>	<i>Invoice Amount</i>	<i>Notes</i>
	9/9/2024	5594	8/1/2024	8/31/2024	\$ 1,568.00	<i>Provided with Affidavit of TLB</i>
			<b>Consultant TOTAL</b>		<b>\$ 1,568.00</b>	

**TOTAL RATE CASE EXPENSES \$ 5,229.00**



816 Congress Avenue, Suite 1900  
Austin, Texas 78701  
Telephone: (512) 322-5800  
Facsimile: (512) 472-0532  
[www.lglawfirm.com](http://www.lglawfirm.com)

September 10, 2024

OCSC  
Attn Molly Shortall  
PO Box 90231  
Arlington, TX USA 76004

Invoice: 97553313  
Client: 1669  
Matter: 64  
Billing Attorney: TLB  
  
Tax ID # 74-2308445

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### INVOICE SUMMARY

For professional services and disbursements rendered through August 31, 2024:

**RE: Oncor 2024 DCRF Filing II- Docket 56963**

Professional Services	\$ 3,661.00
Total Disbursements	<u>\$ .00</u>
<b>TOTAL THIS INVOICE</b>	<b>\$ 3,661.00</b>

**Lloyd Gosselink Rochelle & Townsend, P.C.**  
is committed to offering a more secure, and convenient option to pay your invoice using:  
Visa, MasterCard, Discover, American Express, Apple Pay, Google Pay, and eCheck.  
*A convenience fee applies.*

TO PAY BY CARD or eCheck with our fast, easy, and secure service, **CLICK HERE: Pay Now**

Or you may also pay online by visiting our website at: <https://www.lglawfirm.com/client-payment-information>

**Lloyd Gosselink Rochelle & Townsend, P.C.**

OCSC  
Oncor 2024 DCRF Filing II- Docket 56963  
I.D.1669-64-TLB

September 10, 2024  
Invoice: 97553313

**PROFESSIONAL SERVICES RENDERED**

<b>Date</b>	<b>Atty</b>	<b>Description Of Services Rendered</b>	<b>Hours</b>
8/19/24	SNM	Internal discussion regarding Oncor's DCRF filing; draft motion to intervene; review filing and related rules; facilitate filing of Protective Orders; draft client correspondence regarding filing. (Administration; Case Management).	3.70
8/19/24	JMH	Prepare protective Orders and pleading for e-filing and service; calendar items according to Order No. 1 (56963)	1.20
8/20/24	SNM	Review protective order certifications pleading; facilitate filing of same; provide consultant with Application; review discovery request shell in preparation for upcoming requests. (Administration; Case Management).	1.30
8/20/24	JMH	Prepare Protective Orders for e-filing and Service (56963). Prepare Discovery requests for Expert Witness; Prepare supplemental Protective Order Certification filing. (Administration/ case management)	1.50
8/21/24	SNM	Evaluate Application. (Administration).	.80
8/22/24	SNM	Internal Correspondence regarding Discovery. (Administration).	.20
8/23/24	JMK	Review and finalize OCSC's First RFI to Oncor. (Administration/Case Management; Discovery)	1.50
8/23/24	JMH	Prepare OCSC's First RFI to Oncor for e-filing and service. (Administration/Case Management)	.70
8/26/24	SNM	Review discovery request; review TIEC's motion to intervene; correspondence regarding same. (Administration).	.30
8/27/24	SNM	Review application; review Order No. 2. (Administration).	.50
8/28/24	SNM	Review application. (Administration).	.80
8/29/24	SNM	Review TIEC's discovery request; provide consultant with same. (Administration; Discovery).	.30

**TOTAL PROFESSIONAL SERVICES** **\$ 3,661.00**

**SUMMARY OF PROFESSIONAL SERVICES**

<b>Name</b>	<b>Staff Level</b>	<b>Hours</b>	<b>Rate</b>	<b>Total</b>
Samantha N Miller	Associate	7.90	330.00	2,607.00
Jackson M Klug	Associate	1.50	340.00	510.00
Jeanmarie Harrison	Paralegal	3.40	160.00	544.00
<b>TOTALS</b>		<b>12.80</b>		<b>\$ 3,661.00</b>

**TOTAL THIS INVOICE** **\$ 3,661.00**

## ReSolved Energy Consulting, LLC

PO BOX 90908  
Austin, TX 78709

## Invoice

DATE	INVOICE NUMBER
9/9/2024	5594

### BILL TO

Thomas Brocato  
Lloyd Gosselink Law Firm  
816 Congress Ave, # 1900  
Austin, Tx 78701

PROJECT			
LG ONCOR DCRF 56963			
DESCRIPTION	HOURS	RATE	AMOUNT
Consulting (Nalepa)	5.6	280.00	1,568.00
Work Completed thru - August 31, 2024		<b>TOTAL DUE</b>	\$1,568.00

## Monthly Recap

Karl Nalepa

Date	Task	Hours
August 20, 2024	Review filing.	1.80
August 21, 2024	Review filing and work on analysis.	1.30
August 22, 2024	Review filing and work on discovery.	1.00
August 23, 2024	Complete discovery and send to S. Miller for review.	1.50
		5.60