

**AUSTIN ENERGY'S OBJECTION TO TEXAS INDUSTRIAL ENERGY
CONSUMERS' FIRST REQUEST FOR INFORMATION**

Austin Energy files this Objection to Texas Industrial Energy Consumers' ("TIEC") First Request for Information ("RFI"), and respectfully shows as follows:

I. PROCEDURAL HISTORY

TIEC served its First RFI to Austin Energy on May 16, 2022.¹ Pursuant to the 2022 Austin Energy Base Rate Review Procedural Guidelines § F(2)(g), this objection is timely filed.

Counsel for Austin Energy and TIEC conducted good faith negotiations that failed to resolve the issues. While Austin Energy will continue to negotiate with TIEC regarding this and any future objections, Austin Energy files this objection for preservation of its legal rights under the established procedures. To the extent any agreement is subsequently reached, Austin Energy will withdraw such objection.

II. GENERAL OBJECTIONS

Austin Energy generally objects to these RFIs to the extent they are irrelevant.

III. SPECIFIC OBJECTION

TIEC 1-3 Provide a schedule showing AE's monthly system peak demand for calendar years 2017 through 2021 and as projected for calendar years 2022 through 2026.

¹ TIEC's First Request for Information (RFI) was submitted to the Rate Review Administrator after 12:00 pm on May 13, 2022. Therefore, TIEC's First RFI is considered submitted the following business day, on May 16, 2022.

Objection:

Austin Energy objects to this request to the extent it requests projected monthly system peak demand for calendar years 2022 through 2026 because it seeks information that is neither relevant to the issues presented in this matter nor is reasonably calculated to lead to the discovery of admissible evidence. Pursuant to the 2022 Austin Energy Base Rate Review Procedural Guidelines § F(1)(a), “[d]iscovery is limited to relevant information that is not unduly prejudicial. In other words, Participants can ask for information related to the Rate Filing Package.” As indicated in Austin Energy’s Base Rate Filing Package, Austin Energy is proposing changes to its base electric rates based on a 2021 Test Year in this proceeding. Austin Energy’s base rates as proposed in its 2022 Base Rate Filing Package were developed to reflect an embedded cost of service analysis based on a 2021 Test Year. Therefore, Austin Energy’s projected monthly system peak demand for the five years after the Test Year and resulting potential changes to load characteristics in the future have no relevance to the 2022 Base Rate Review. Thus, this request seeks information outside the scope of this proceeding.

IV. PRAYER

WHEREFORE, PREMISES CONSIDERED, Austin Energy requests this objection be sustained. Austin Energy also requests any other relief to which it may show itself justly entitled.

Respectfully submitted,

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**ATTORNEYS FOR THE CITY OF AUSTIN
D/B/A AUSTIN ENERGY**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this pleading has been served on all parties and the Impartial Hearing Examiner on May 26, 2022, in accordance with the 2022 Austin Energy Base Rate Review Procedural Guidelines.



THOMAS L. BROCATO