

NOTICE OF PROCEDURAL GUIDELINES SECTION C(2) RULING

Austin Energy files this Notice of Procedural Guidelines Section C(2) Ruling in response to the following Requests for Information (“RFIs”)¹:

- 2 Women Ratepayers’ (“2WR”) 2-5
- Independent Consumer Advocate’s (“ICA”) 5-2

Pursuant to the 2022 Austin Energy Base Rate Review Procedural Guidelines § C(2)(a), no confidential materials should be involved in any filings. Austin Energy relied on information in compiling its Rate Filing Package that includes competitive matters under Texas Government Code Section 552.133 and/or critical infrastructure matters under Texas Government Code Section 418.181 and cannot be provided to the public. Further, pursuant to the 2022 Austin Energy Base Rate Review Procedural Guidelines § C(2)(b), no personally identifiable information, including but not limited to social security numbers, driver’s license numbers, account numbers, account usage data, or any other data that might compromise a person’s privacy, should be included in any filings. Pursuant to the 2022 Austin Energy Base Rate Review Procedural Guidelines § G(1)(a), the Impartial Hearing Examiner does not have the authority to issue protective orders.

The City of Austin Law Department has reviewed the RFIs listed above and determined that responsive Austin Energy information is considered either confidential competitive information, confidential critical infrastructure information, or confidential customer information which Austin Energy cannot legally disclose.

Any party seeking further relief may submit a formal Texas Public Information Act request to Austin Energy at public.information@austintexas.gov. Austin Energy will then seek a ruling from the Texas Attorney General. Please see the [City of Austin’s Public Records Center](#) for more information about how to make a Public Information Act request.

¹ See Appendix A.

Respectfully submitted,

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

Appendix A – RFI Requests

- 2WR 2-5: Please provide copies of any demographic studies, reports, memos, notes and such other recorded information addressing household or family income levels and/or cost of living involving the AE service area, in whole or in part, that were prepared by or for you or reviewed by you or that are in your possession, care or control since and including the last base rate review.
- ICA 5-2: On Mar. 19, 2021 AE submitted a report on Winter Storm Uri outages in PUC Project No. 51674. Please provide any supporting workpapers for preparation of this report.