



**CROCKETT
LAW
GROUP** ORIGINAL



Je
Att

0000186479

dii

fax 602.466.3493

mobile 602.999.4188

email jeff@jeffcrockettlaw.com

March 12, 2018

VIA E-MAIL AND HAND-DELIVERY

Wesley C. Van Cleve, Attorney—Legal Division
Naomi E. Davis, Attorney—Legal Division
Stephen J. Emedi, Attorney—Legal Division
ARIZONA CORPORATION COMMISSION
1200 W. Washington Street
Phoenix, Arizona 85007
E-mail: wvancleve@azcc.gov
E-mail: ndavis@azcc.gov
E-mail: semedi@azcc.gov

Arizona Corporation Commission

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**Re: Responses and Objections of Johnson Utilities, LLC to Utilities Division Staff's
First Set of Data Requests (Docket No. WS-02987A-17-0392)**

Dear Counsel:

Attached are the responses and objections of Johnson Utilities, LLC, to Utilities Division Staff's First Set of Data Requests in Docket WS-02987A-17-0392.

Very truly yours,

CROCKETT LAW GROUP PLLC

Jeffrey W. Crockett

cc: Betty Camargo (hard copy and electronic copy at bscamargo@azcc.gov)
Gary Drummond, Esq.
Brad Cole

CROCKETT LAW GROUP PLLC

2198 East Camelback Road • Suite 305
Phoenix, Arizona 85016

www.jeffcrockettlaw.com

**ARIZONA CORPORATION COMMISSION
STAFF'S FIRST SET OF DATA REQUESTS TO
JOHNSON UTILITIES, LLC
DOCKET NO. WS-02987A-17-0392
March 2, 2018**

Subject: All information responses should ONLY be provided in searchable PDF, DOC or EXCEL files via email or electronic media.

***For all data requests for which you do not have the information requested, please state such and skip to the next data request. Also, for responses to data requests that may be voluminous or overly burdensome, please contact the assigned attorney, Wes Van Cleve at (602) 542-3402 to discuss.

STF 1.1 Interrogatories:

- a. State the total number of hours billed by counsel for Johnson Utilities in connection preparing and filing the Motion for Continuance and Stay (the "Motion"), and counsel's hourly rate.
- b. Identify the name(s) of all person(s) at whose instruction the Motion was filed.
- c. Identify the name(s) of all person(s) who consulted and/or communicated with counsel for Johnson Utilities in connection with the preparation and filing of the Motion. Please note that this request does not seek confidential communications between client and attorney.

Objections: Johnson Utilities, L.L.C. ("Johnson Utilities" or the "Company") objects to this data request on the grounds that it seeks information that is not relevant to this rate case proceeding. Johnson Utilities did not include attorney's fees for the preparation of the Motion for Continuance and Stay in its requested rate case expense as filed in the rate application, and further, the Company does not intend to request such attorney's fees in requested rate case expense.

In addition, Johnson Utilities objects to this data request on the grounds that it seeks confidential information that is protected by the attorney-client privilege and the attorney work product doctrine.

Response: As to STF 1.1(b), without waiving the foregoing objections, privilege or other protection, Gary Drummond as Manager of Johnson Utilities directed the filing of the Motion for Continuance and Stay.

Prepared by: Gary Drummond, Manager
Johnson Utilities, L.L.C.
5230 E. Shea Blvd. Suite 200
Scottsdale, Arizona 85254

STF 1.2 Request for Admission:

- a. Admit that George Johnson consulted and/or communicated with counsel for Johnson Utilities in connection with the filing of the Motion.
- b. Admit that George Johnson is still involved in the day-to-day operations of Johnson Utilities.
- c. Admit that the Commission has the authority to require public service corporations to file rate cases.

- d. Admit that under Article 15, § 3 of the Constitution, the Commission has the authority to investigate the operations of a public service corporation.

Objections: As to STF 1.2 (a) and (b), Johnson Utilities objects to these data requests on the grounds that they seek information that is not relevant to this rate case proceeding.

In addition, Johnson Utilities objects to STF 1.2 (a) on the grounds that it seeks confidential information that is protected by the attorney-client privilege and the attorney work product doctrine.

Response: As to STF 1.2(b), without waiving the foregoing objections, Johnson Utilities denies that George Johnson is involved in the day-to-day operations of the Company.

As to STF 1.2 (c) and (d), the Arizona Corporation Commission derives its authority from Article 15 of the Arizona Constitution and Title 40 of the Arizona Revised Statutes. The Arizona Constitution and the Arizona Revised Statutes are the best evidence of their contents with regard to the Commission's authority to (i) require the filing of rate cases by public service corporations; and (ii) investigate the operations of a public service corporation.

Prepared by: Gary Drummond, Manager
Johnson Utilities, L.L.C.
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STF 1.3 Request for Production:

- a. Produce an electronic copy in original form of the invoice prepared by counsel to the client responsible for payment in connection with the preparation of the Motion. To the extent the invoice contains privileged information, please redact the same.

Objections: Johnson Utilities objects to this data request on the grounds that it seeks information that is not relevant to this rate case proceeding. Johnson Utilities did not include attorney's fees for the preparation of the Motion for Continuance and Stay in its requested rate case expense as filed in the rate application, and further, the Company does not intend to request such attorney's fees in requested rate case expense.

In addition, Johnson Utilities objects to this data request on the grounds that it seeks confidential information that is protected by the attorney-client privilege and the attorney work product doctrine.

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