

## AUSTIN ENERGY 2016 RATE REVIEW

AUSTIN ENERGY'S TARIFF PACKAGE       §  
UPDATE OF THE 2009 COST OF           §       BEFORE THE CITY OF AUSTIN  
SERVICE STUDY AND PROPOSAL TO       §       IMPARTIAL HEARING EXAMINER  
CHANGE BASE ELECTRIC RATES           §

### NXP Semiconductors and Samsung Austin Semiconductor, LLCs' Response to the Impartial Hearing Examiner's Memorandum No. 4

NXP Semiconductors (f/k/a Freescale Semiconductor, Inc.) ("NXP") and Samsung Austin Semiconductor, LLC ("Samsung"), files this Response to the Impartial Hearing Examiner's Memorandum No. 4. On February 10, 2016 the Impartial Hearings Examiner (IHE) issued *Impartial Hearing Examiner's Memorandum No. 4: Granting Motions to Intervene* (Memo 4). In Memo 4, the IHE granted the motion to intervene of NXP and Samsung pursuant to Procedural Rules §§ 4.2(b), 5.1(b), and 8.1(a). The IHE also requested that to the extent a party's motion to intervene does not identify the tariff under which it purchases service from Austin Energy, by February 17, 2016, the intervenor shall identify the tariffs under which it receives service from Austin Energy. Therefore, this response is timely filed.<sup>1</sup>

In response to the IHE's request in Memo 4, NXP and Samsung respond as follows:

- Samsung contractually takes service from Austin Energy under the P4 Tariff rate.  
Samsung additionally has several temporary service facilities that are served under:

Secondary Service > 50 kW

Secondary Service < 10 kW

Secondary Service > 10 kW < 50 kW

- NXP contractually takes service from Austin Energy under the P4 Tariff rate.

Date: February 17, 2016

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<sup>1</sup> NXP and Samsung are treating Memo 4 as if it was an order from an administrative law judge, though the role of the IHE in this proceeding is still ambiguous. NXP and Samsung would like the IHE to recognize his power to issue orders that party's must respond to.

Respectfully submitted,

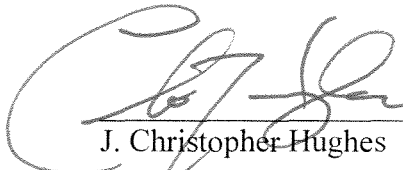
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**ATTORNEYS FOR NXP SEMICONDUCTORS  
(F/K/A FREESCALE SEMICONDUCTOR, INC.) AND  
SAMSUNG AUSTIN SEMICONDUCTOR, LLC**

**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, in accordance with Austin Energy Instructions, on the 17<sup>th</sup> day of February, 2016.

  
J. Christopher Hughes