

originally filed 17 Feb 2016 6:04 pm

AUSTIN ENERGY'S TARIFF PACKAGE:	§	BEFORE THE CITY OF AUSTIN
2015 COST OF SERVICE STUDY	§	IMPARTIAL HEARINGS
AND PROPOSAL TO CHANGE	§	EXAMINER
BASE ELECTRIC RATES	§	

**AE LOW INCOME CUSTOMERS' RESPONSE TO IMPARTIAL HEARING  
EXAMINER'S MEMORANDUM NO. 5**

**To the Honorable Judge Herrera:**

COMES NOW, Texas Legal Services Center ("TLSC") on behalf of AE Low Income Customers ("AELIC"), commenting on the Impartial Hearing Examiner's ("IHE") proposed procedural schedules stating as follows:

I.

AELIC knows of no legal impediments to adoption of the 185-day procedural schedule. Financial ratings reports provided by AE in the last rate case indicate that one of the strengths of a city-owned utility is its ability to adopt rates at any time under its original jurisdiction.

II.

AELIC supports the 185-day procedural schedule as one allowing the parties adequate time to prepare; however, AELIC is concerned that as of the date of this Response no consumer advocate has been appointed. AELIC requests that the IHE in his final order on this issue allow for an exception to the timetable for the consumer advocate which may include hearing dates as well as testimony/summary filing deadlines and discovery deadlines. AELIC is not advocating that AE be harmed by this exception, but that provisions are made to ensure the consumer advocate is not harmed by the proposed deadlines.

Respectfully Submitted

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### **CERTIFICATE OF SERVICE**

The undersigned certifies that TLSC has served a copy of the attached document upon all known parties of record by email and to the Impartial Hearing Examiner on the 17<sup>th</sup> day of February 2016

/S/ Lanetta M. Cooper  
Lanetta M. Cooper