

originally filed 26 Feb 2016 10:43 am

AUSTIN ENERGY 2016 RATE REVIEW

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| 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 Impartial Hearing Examiner's Memorandum No. 9: Setting Prehearing Conference

NXP Semiconductors (f/k/a Freescale Semiconductor, Inc.) ("NXP") and Samsung Austin Semiconductor, LLC ("Samsung"), files this *Response to Impartial Hearing Examiner's Memorandum No. 9: Setting Prehearing Conference*. On February 24, 2016, the Impartial Hearing Examiner (IHE) issued *Impartial Hearing Examiner's Memorandum No. 9: Setting Prehearing Conference* (Memo 9). Memo 9 set the prehearing conference for March 4, 2016 to discuss the Statement of Issues. Memo 9 also stated that if a Party wished to discuss another issue, that Party must provide written notice by Noon, Friday, February 26, 2016, therefore, this response is timely filed.

At this time, NXP and Samsung believe it would be prudent to discuss the following issues in addition to the Statement of Issues:

- the current Procedural Rules governing the case;
- the current Procedural Schedule; and,
- questions regarding discovery and discovery disputes.

NXP and Samsung find that there are several issues and questions remaining about the above items and would like to have the opportunity to discuss them with the Impartial Hearing Examiner and all of the Parties at the same time.

NXP and Samsung therefore respectfully requests the Impartial Hearing Examiner add to the prehearing conference agenda discussion regarding the Procedural Rules, the Procedural Schedule, and Discovery.

Date: February 26, 2016

Respectfully submitted,

By: Maria Faconti

J. Christopher Hughes

State Bar No. 00792594

Maria C. Faconti

State Bar No. 24078487

HUSCH BLACKWELL, LLP

111 Congress Avenue, Suite 1400

Austin, Texas 78701

Phone: (512) 472-5456

Fax: (512) 481-1101

chris.hughes@huschblackwell.com

maria.faconti@huschblackwell.com

**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 26th day of February, 2016.

Maria Faconti
Maria C. Faconti