



Mr. Jimmy Janacek
7423 Turnberry Ct.
P.O. Box 3242
Rancho Santa Fe, CA 92067

April 11, 2014

Re: Letter dated February 14, 2014 to Board and President/CEO of El Paso Water Utilities Public Service Board and emails of March 25-27, 2014 to President/CEO.

Dear Mr. Janacek:

The El Paso Water Utilities Public Service Board and the President/CEO have directed me to respond to the correspondence from you referenced above.

I have pointed out and explained to you numerous times that appeals under Rules and Regulations Number 8 of the Public Service Board are limited to concerns regarding billing and other administrative matters regarding service to individual ratepayers. The purpose of the rule is to permit ratepayers to bring billing and service issues to the attention of the Utility. It is not a vehicle for questioning business, management, planning, or policy decisions, so, no opportunity to challenge Board decisions or governance is available through this rule. The Utility is not going to debate the purpose of the appeal rule with you further.

Your letter and emails make specious allegations about "violations" of El Paso Water Utilities Public Service Board Rules and Regulations and "fraud" by the Board in the Utility selling water to the United States Army installation at Ft. Bliss. Additionally, one email, a "legal question for outside counsel" sets out a hypothetical, in effect repeating your criticisms of the Board's decisions regarding the desalination plant and Ft. Bliss. These assertions suggest you may intend to bring litigation against the Board and President/CEO. Accordingly, the El Paso Water Utilities Public Service Board and President/CEO will not be corresponding with you further and outside counsel will be alerted.

Sincerely,

A handwritten signature in black ink that reads "R. Andron". The signature is written in a cursive, flowing style.

Robert D. Andron, General Counsel

cc: Richard T. Schoephoerster, PhD & P.E., Chair EPWU/PSB
Oscar V. Leeser, Mayor, EPWU/PSB Board Member
Katherine Brennand, EPWU/PSB Board Member
Christopher A. Antcliff, EPWU/PSB Board Member
Henry Gallardo, EPWU/PSB Board Member
Terri Garcia, EPWU/PSB Board Member
David C. Nemir, PhD, EPWU/PSB Board Member
John E. Balliew, P.E., President/CEO, EPWU
Marcela Navarrete, CPA, VP/EPWU
Alan Shubert, P.E., VP/EPWU
Alex Acosta, J.D., Outside Counsel for EPWU