



Control Number: 43005



Item Number: 13

Addendum StartPage: 0

**DOCKET NO. 43005**

**APPLICATION OF TEXAS H<sub>2</sub>O, INC. §  
AND AQUA TEXAS, INC. FOR SALE, §  
TRANSFER, OR MERGER OF §  
FACILITIES AND TO AMEND §  
CERTIFICATES OF CONVENIENCE §  
AND NECESSITY IN HOOD, §  
JOHNSON, AND TARRANT §  
COUNTIES (37922-S) §**

**PUBLIC UTILITY COMMISSION  
OF TEXAS**

FILED  
2014 SEP 17 PM 12:15  
PUBLIC UTILITY COMMISSION  
FILING CLERK

**ORDER NO. 1  
ADDRESSING WATER PROGRAM TRANSFER AND PROCEDURAL MATTERS**

**I. Program Transfer**

**A. Jurisdiction**

Effective September 1, 2014, the Public Utility Commission of Texas (PUC or Commission) began the economic regulation of water and sewer utilities. This case formerly pending at the Texas Commission on Environmental Quality (TCEQ) was transferred to the Commission on September 1, 2014.

**B. PUC Rules**

On July 10, 2014, the Commission approved substantive rules regulating water and sewer utilities which can be found in Chapter 24 of title 16 of the Texas Administrative Code (TAC). New chapter 24 will govern the Commission's economic regulation of water and sewer utilities and includes necessary changes to implement the rules in accordance with Commission procedures. The Commission also adopted changes to its procedural rules governing the transfer and processing of water and sewer utility applications beginning September 1. The procedural rules affecting water and sewer utilities, as well as other procedures applicable to all PUC proceedings, are found at **16 TAC Chapter 22**. Statutes, rules, and other documents governing the programs administered by the Commission are available on the PUC website [www.puc.texas.gov](http://www.puc.texas.gov).

## II. Filings

### A. Control Number

To ensure the efficient transfer and processing of ongoing water and sewer cases, the above-styled proceeding has been assigned **Control Number 43005** and has been designated a **Docket**. Effective immediately, all filings in this matter shall reflect the new number and designation. Pleadings and other filings shall be deemed filed when the proper number of copies are presented to the PUC Filing Clerk for filing pursuant to 16 TAC §22.71(c)(7). The filings in this proceeding can be accessed on the PUC Interchange, <http://interchange.puc.texas.gov>.

The transfer of paper filings previously submitted to the TCEQ in this matter has been completed. The process of organizing those filings to ensure the case file is complete is ongoing. If during this process it is determined that the case file is incomplete, the responsible party may be requested to resubmit the document to ensure that a complete case file is available to the Commission for review when considering the application in this proceeding.

### B. Ex Parte Communications

Pursuant to 16 TAC 22.3(a) *ex parte* communications with the administrative law judges and presiding officer (collectively, ALJs) are prohibited. Parties shall communicate with the ALJs only through written documents filed with the Commission's Filing Clerk and served on all parties.

### C. Service List

A copy of the service list as it existed when this proceeding was transferred to the Commission is attached to this Order. The parties are requested to notify the ALJ's of any corrections no later than **September 25, 2014**.

### D. Office of Public Utility Counsel

By copy of this Order, the Office of Public Utility Counsel is hereby notified of this proceeding.

SIGNED AT AUSTIN, TEXAS the 17<sup>th</sup> day of September 2014.

PUBLIC UTILITY COMMISSION OF TEXAS

  
\_\_\_\_\_  
IRENE MONTELONGO  
DIRECTOR, DOCKET MANAGEMENT

q:\cadm\doCKET management\water\stm\43xxx\43005-trsfr order.docx.doc