



Control Number: 43069



Item Number: 18

Addendum StartPage: 0

DOCKET NO. 43069

**APPLICATION OF INLINE
DEVELOPMENT LLC FOR A
RATE/TARIFF CHANGE**

§
§
§

**PUBLIC UTILITY COMMISSION
OF TEXAS**

RECEIVED
2015 FEB 20 PM 1:40
PUBLIC UTILITY COMMISSION
FILING CLERK

COMMISSION STAFF'S RESPONSE TO ORDER NO. 4

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Response to Order No. 4, and would show the following:

I. BACKGROUND

On August 28, 2014, Inline Development LLC (Inline) filed an Application for Water and Sewer Rate/Tariff Change (Application) for water Certificate of Convenience and Necessity (CCN) No. 12946 and sewer CCN No. 20879 in Harris County. On December 12, 2014, Order No. 4 was issued, finding that the application and notice to be complete and requiring Inline to provide proper notice to its customers and provide proof that the notice was provided. On February 10, 2015, proof of notice was filed in this proceeding. Order No. 4 also requires that within 10 days of receipt of Inline's affidavit of proof of notice, Commission Staff shall propose a schedule for continued processing of the application. Accordingly, this response is timely filed.

II. RECOMMENDATION

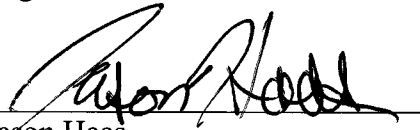
While Inline provided an affidavit that it sent notice to its customers, the proof of notice is incomplete. As set out in the enclosed memorandum from George Gogonas, Utility Rates Analyst/Auditor in the Water Utilities Division, Inline failed to provide a list of individuals that were provided notice. Therefore, Staff cannot recommend that the notice was sufficient. Staff requests that Inline be given 30 days to supplement its proof of notice with the list of individuals that were provided notice, after which Staff requests 15 days to provide its recommendation that the notice is sufficient and to recommend a procedural schedule.

Dated: February 20, 2015

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director

Karen Hubbard
Managing Attorney
Legal Division

A handwritten signature in black ink, appearing to read "Jason Haas", written over a horizontal line.

Jason Haas
Attorney-Legal Division
State Bar No. 24032386
(512) 936-7295 (telephone)
(512) 936-7268 (facsimile)
Public Utility Commission of Texas
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on February 20, 2015, in accordance with P.U.C. Procedural Rule 22.74.

A handwritten signature in black ink, appearing to read "Jason Haas", written over a horizontal line.

PUC Interoffice Memorandum

To: Jason Haas, Attorney
Legal Division

Thru: Tammy Benter, Director
Water Utilities Division

From: George Gogonas, Utility Rates Analyst/Auditor
Water Utilities Division

Date: February 17, 2015

Subject: Executive Summary and Staff Recommendation for Commission Approval of Control No 43069; Applications filed by Inline Development LLC for Rate/Tariff Changes of Certificates of Convenience and Necessity (CCN) Nos. 12946 and 20879

Inline Development LLC filed Rate/Tariff Change Applications for Certificates of Convenience and Necessity (CCN) Nos. 12946 and 20879, in Harris County, pursuant to the criteria in the Texas Water Code §13.3187 and P.U.C. SUBST. R. 24.22.

Based upon our review of the information in the application, Staff recommends the Applicant provide proper proof of notice. The Applicant failed to provide a list of the individuals that were provided the Notice of Proposed Rate Change.

The Applicant was instructed on December 12, 2014, to notify the appropriate parties sixty (60) days prior to the effective date of the proposed change, pursuant to P.U.C. SUBST. R. 24.22, and to provide proof that proper notice was provided to the affected ratepayers and cities. Pursuant to P.U.C. SUBST. R. 24.22(c) notice of a proposed rate change by a utility must be mailed, e-mailed, or hand delivered to the customers at least sixty (60) days prior to the effective date of the rate increase.