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PUBLIC UTILITY COMMISSION
OF TEXAS

**APPLICATION OF FREMONT
WATER COMPANY FOR A WATER
RATE/TARIFF CHANGE IN KERR
COUNTY (37993-R)** §
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**PUBLIC UTILITY COMMISSION
OF TEXAS**

**ORDER NO. 4
FINDING APPLICATION ADMINISTRATIVELY COMPLETE AND
REQUIRING RE-NOTICING**

I. Application

On July 25, 2014, Fremont Water Company (Fremont) filed an application with the Texas Commission on Environmental Quality (TCEQ) for a rate/tariff change within the Homestead @ Turtle Creek Subdivision in Kerr County, Texas. On August 19, 2014, TCEQ issued a notice of deficiency directing Fremont to correct specific deficiencies in the notice. On August, 29, 2014, Fremont re-noticed this application. On September 1, 2014, the processing of Fremont's application was transferred to the Public Utility Commission of Texas (Commission). On September 10, 2014, Fremont filed proof of its revised notice with the Commission.

II. Finding Application Administratively Complete

On October 28, 2014, Commission Staff filed an update on the status of the proceeding including a proposed procedural schedule for processing the application. Commission Staff stated that Fremont has cured all previous deficiencies and recommends that the application and notice be found administratively complete. In accordance with Commission Staff's recommendation and P.U.C. SUBST. R. 24.8 and 24.22, the application is deemed administratively complete and is accepted for filing effective October 30, 2014.

III. Effective Date and Notice.

Commission Staff stated that pursuant to the requirements of P.U.C. SUBST. R. 24.22, the proposed new rate may go into effect on October 31, 2014. However, an October 31, 2014 effective date is not consistent with the requirements of P.U.C. SUBST. R. 24.8(b)(2), which provides that the effective date of the proposed change must be at least 60 days after "the date that the application and notice are determined to be administratively complete for previously

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rejected applications and notices.” As noted above, TCEQ notified Fremont that its original notice was deficient. Therefore, for purposes of P.U.C. SUBST. R. 24.8(b)(2), Fremont’s original notice was rejected by TCEQ.

Fremont’s August 29, 2014 corrected notice and its application are deemed administratively complete in this order. Therefore, pursuant to P.U.C. SUBST. R. 24.8(b)(2) the effective date for Fremont’s new rates can be no earlier than December 29, 2014. Fremont shall re-notice this proposed rate change at least 60 days before a new effective date and the new effective date can be no earlier than December 29, 2014. Fremont shall file proof of the new notice as required by P.U.C. SUBST. R. 24.22(e).

IV. Procedural Schedule

A procedural schedule will be established for the remainder of this proceeding after Fremont has filed its proof of notice.

SIGNED AT AUSTIN, TEXAS the 30th day of October 2014.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE