



Control Number: 43934



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House Bill (HB) 1600 and Senate Bill (SB) 567 83<sup>rd</sup>  
Legislature, Regular Session, transferred the functions  
relating to the economic regulation of water and sewer  
utilities from the TCEQ to the PUC effective  
September 1, 2014

43934  
SOAH DOCKET NO. 582-09-3549  
TCEQ DOCKET NO. 2009-0372-UCR

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APPLICATION FOR A WATER §  
RATE/TARIFF CHANGE OF §  
WIEDENFELD WATER WORKS, INC., §  
CERTIFICATE OF CONVENIENCE §  
AND NECESSITY NO. 12052 IN KERR, §  
KENDALL, AND MEDINA COUNTIES §

BEFORE THE STATE OFFICE  
PUBLIC UTILITY COMMISSION  
OF FILING CLERK

ADMINISTRATIVE HEARINGS

**REMAND ORDER NO. 3  
MEMORIALIZING PREHEARING CONFERENCE**

On March 17, 2011, the undersigned Administrative Law Judge (ALJ) convened a telephonic prehearing conference; all parties entered an appearance. Wiedenfeld Water Works, Inc. (Applicant) stated that the Executive Director (ED) of the Texas Commission on Environmental Quality (Commission) had calculated the numbers based on the Commission's interim order. Those numbers did not support a rate increase. Accordingly, Applicant represented that the only remaining issues concerned the amount of the utilities' refund and the appropriate rate design. On or before May 2, 2011, the parties agreed to file a status report.

Presuming that the parties are able to agree on the refund amounts, the ALJ believes that the issuance of a Proposed Order on Remand is sole means of processing this case. Accordingly, the ALJ requests that the ED, in the upcoming status report, notify the ALJ specifically which findings of fact in the Proposed Order issued October 1, 2010, should be changed to incorporate the Commission's February 8, 2011 Interim Order and the ED's number running, which hopefully will include the refund amounts. If the parties are in agreement with the ED, the ED should so state. However, if the parties do not agree with the ED's suggested modifications to the ALJ's initial Proposed Order, objections and/or comment shall be filed within five working days of the filing of the ED's status report.

**SIGNED March 22, 2011.**



**LILLO D. POMERLEAU  
ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS**

**STATE OFFICE OF ADMINISTRATIVE HEARINGS**

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**AGENCY:** Environmental Quality, Texas Commission on (TCEQ)  
**STYLE/CASE:** WIEDENFELD WATER WORKS INC  
**SOAH DOCKET NUMBER:** 582-09-3549  
**REFERRING AGENCY CASE:** 2009-0372-UCR

**STATE OFFICE OF ADMINISTRATIVE  
HEARINGS**

**ADMINISTRATIVE LAW JUDGE**  
**ALJ LILO D. POMERLEAU**

**REPRESENTATIVE / ADDRESS**

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