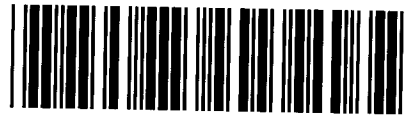




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DOCKET NO. 44621

**JOINT APPLICATION OF YES PREP §
PUBLIC SCHOOLS AND SUBURBAN §
UTILITY COMPANY TO §
DECERTIFY YES PREP PROPERTY §
FROM SUBURBAN WATER §
COMPANY'S CERTIFIED SERVICE §
AREA §**

PUBLIC UTILITY COMMISSION
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OF TEXAS
FILE 13 JULLER

COMMISSION STAFF'S RESPONSE TO ORDER NO. 3

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Response to Order No. 3.

I. Background

On April 8, 2015, YES Prep Public Schools (YES Prep) and Suburban Utility Company (Suburban) filed a Joint Application for Decertification of YES Prep Property from Suburban's Retail Water Certificated Service Area (Application). The Application seeks to decertify YES Prep's property from Suburban's service area Certificate of Convenience and Necessity (CCN) No. 10835. This Application was filed pursuant to the Emergency Order issued by the Commission in Docket No. 44322.¹

On May 28, 2015, the Administrative Law Judge (ALJ) issued Order No. 3 requiring Staff to file an updated procedural schedule thirty (30) days after the provision of notice. YES Prep mailed notice on June 16, 2015 and published notice in the Houston Chronicle on June 16, 2015 and June 23, 2015. Therefore, this response is timely filed.

II. Proposed Procedural Schedule

Staff recommends the following procedural schedule:

Date of Applicant's published notice	June 23, 2015
Deadline for intervention; deadline for intervenor comments and/or requests for a hearing.	July 23, 2015

¹ Request of YES Prep Public Schools for Emergency Order to Obtain Water Service from Sunbelt Fresh Water Supply District, Docket No. 44322, Emergency Order at 6 (Mar. 17, 2015).

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Deadline for Staff to request a hearing or file a recommendation on final disposition of the Application.	September 10, 2015
Deadline for parties to file a response to Staff's recommendation, or deadline for parties to file a joint proposed notice of approval, including findings of fact, conclusions of law, and ordering paragraphs.	October 8, 2015

III. Conclusion

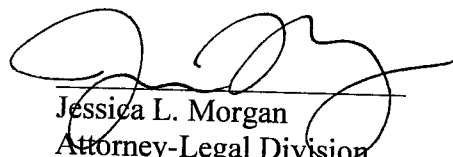
Staff respectfully requests that the ALJ issue an order consistent with this Response.

Dated: July 23, 2015

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division

Karen S. Hubbard
Managing Attorney
Legal Division

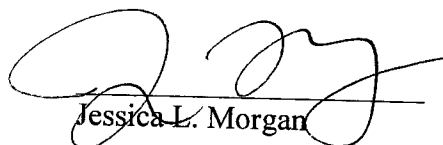


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on this July 23, 2015 in accordance with 16 TAC § 22.74.



Jessica L. Morgan