

Control Number: 45032



Item Number: 16

Addendum StartPage: 0

§

§

§

COMPLAINT OF MARILYN BONIABY AGAINST THE REMINGTON APARTMENTS

RECEIVED PUBLIC UTILITY COMMISSION OF TEXASELIC LTILITY COMMISSION FILING CLERK

ORDER NO. 6 SECOND ORDER REQUIRING PROVISION OF RECORDS

This Order addresses Commission Staff's update and recommendation regarding the previously ordered provision of water allocation billing records to Ms. Marilyn Boniaby by the current owners of the Remington Apartments, IMFI Remington Apartments, LLC (IMFI), and the previous owner, Resilient Assets, LLC (Resilient). On December 4, 2015, Order No. 5 was issued, requiring Resilient to provide all water billing allocation records that are in its possession for 2015 and for the months in 2014 when Ms. Boniaby was a tenant at the Remington Apartment to IMFI by December 16, 2015, and then for IMFI to provide Ms. Boniaby access to the billing allocation records for the requested time frame by December 21, 2015.

On July 20, 2016, Commission Staff filed comments. Commission Staff stated that, to date, only the allocation records for the month of April 2015 have been submitted to Ms. Boniaby. Commission Staff recommended that IMFI and Resilient be again ordered to provide the allocation records, as required by Order No. 5, not later than August 15, 2016.

Consistent with Commission Staff's recommendation, on or before August 1, 2016, Resilient shall provide any water billing allocation records still in its possession for 2015 and the months in 2014 when Ms. Boniaby was a tenant at the Remington Apartments to IMFI. On or before August 15, 2016, IMFI shall provide Ms. Boniaby access to the water billing allocation records for 2015 and the months in 2014 while she was a tenant at the Remington Apartments, either by making the records available for inspection at the on-site manager's office, by mailing them to Ms. Boniaby, or by filing them in this proceeding.

SIGNED AT AUSTIN, TEXAS the 2/2 day of July 2016.

PUBLIC UTILITY COMMISSION OF TEXAS

Susan Coodson

ADMINISTRATIVE LAW JUDGE

q:\cadm\docket management\water\complaints\45xxx\45032-6filing.docx