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UTILITY COMMISSION
CLERK

Public Utility Commission of Texas

TO: Randall B. Wilburn
7000 N. MoPac Expwy, Suite 200
Austin, TX 78731

Commission Staff-Water Utility Regulation Division
Commission Staff-Legal Division

RE: Tariff Control No. 45550 - Application of Deer Creek Ranch Water Company for a Pass-Through Rate Change

NOTICE SETTING DEADLINE FOR DEER CREEK RANCH WATER COMPANY

This Notice requires Deer Creek Ranch Water Company to either withdraw its opposition to Commission Staff's December 16, 2016 recommendations on final disposition in this application, or request a hearing. Deer Creek responded to Commission Staff's recommendations on final disposition on January 17, 2017. The utility does not oppose the "word" changes to its pass-through provision that were proposed by Commission Staff, describing the revisions as non-substantive. However, Deer Creek recommended approval of the pass-through rate as noticed and implemented by the utility in February 2016, even though Commission Staff determined that the utility had noticed an incorrect rate and recommended a lower pass-through gallonage rate and a different minimum charge fee. Additionally, Deer Creek does not agree with Commission Staff's calculated overcharges for the year 2015, which were based on a required true-up report. Finally, Deer Creek does not agree with the refunds for 2015 and 2016 that were recommended by Commission Staff. However, Deer Creek did not request a hearing in this application.

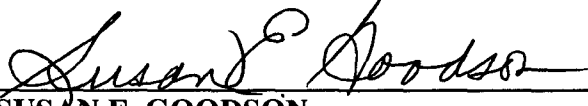
Only Commission Staff and the utility can request a hearing in this proceeding.¹ Commission Staff has not requested a hearing. On or before February 15, 2017, Deer Creek shall request a hearing in this application or withdraws its opposition to Commission Staff's recommendations on final disposition.

¹ 16 Tex. Admin Code § 24.21(b)(2)(B).



SIGNED AT AUSTIN, TEXAS on the 8th day of February 2017.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE

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