



Control Number: 45693



Item Number: 8

Addendum StartPage: 0

DOCKET NO. 45693

RECEIVED

2016 APR 15 PM 1:59

APPLICATION OF COPANO HEIGHTS §
WATER COMPANY FOR A §
RATE/TARIFF CHANGE §

PUBLIC UTILITY COMMISSION
PUBLIC UTILITY COMMISSION
PUBLIC CLERK
OF TEXAS

COMMISSION STAFF'S MOTION FOR CLARIFICATION

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Motion for Clarification, and would show the following:

I. Background

On March 4, 2016, Copano Heights Water Company (Copano) filed with the Public Utility Commission of Texas (Commission) an application for a rate/tariff change affecting certificate of convenience and necessity (CCN) No. 11960 in Aransas County. The effective date of the proposed increase is June 12, 2016.

On April 11, 2016, Staff filed a recommendation for adoption of a joint proposed procedural schedule after conferring with Copano. On April 14, 2016, Order No. 3 was issued approving the joint proposed procedural schedule, which the Order refers to as "Consistent with Commission Staff's recommendation." However, the procedural schedule approved in Order No. 3 is inconsistent with the proposed procedural schedule Staff recommended for adoption. Specifically, the procedural schedule approved in Order No. 3 sets an additional deadline not found in Staff's recommended proposed procedural schedule: August 15, 2016 for Commission Staff to request a hearing or file a recommendation on final disposition. Staff requests clarification of this deadline.

Both Staff's recommended proposed procedural schedule and the procedural schedule approved in Order No. 3 already include a deadline of September 30, 2016 for Commission Staff to request a hearing or to file a recommendation on the compliance of Copano's proposed tariff with the Texas Water Code and the PUC substantive rules. The additional deadline for a

recommendation on final disposition appears unnecessary. In addition, the additional deadline of August 15, 2016 is out of sequence with the remaining procedural schedule approved in Order No. 3, coming after a May 20, 2016 deadline but before a June 12, 2016 deadline.

II. Conclusion

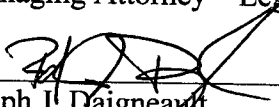
Staff respectfully requests clarification on the issue of the additional August 15, 2016 deadline.

Dated: April 15, 2016

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director – Legal Division


Karen S. Hubbard
Managing Attorney – Legal Division



Ralph J. Daigneault
Attorney-Legal Division
State Bar No. 24040755
(512) 936-7348 (telephone)
(512) 936-7268 (facsimile)
Public Utility Commission of Texas
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on April 15, 2016, in accordance with 16 TAC § 22.74.



Ralph J. Daigneault