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DOCKET NO. 46219

RECEIVED

APPLICATION OF WEST OAKS §
PHOENIX CORPORATION FOR §
TEMPORARY RATES FOR SERVICES §
PROVIDED FOR A §
NONFUNCTIONING UTILITY §

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PUBLIC UTILITY COMMISSION
PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS

**ORDER NO. 1
REQUIRING COMMENTS ON ADMINISTRATIVE COMPLETENESS
AND ADDRESSING OTHER PROCEDURAL MATTERS**

I. Application

On July 27, 2016, Paula Weber (Weber), temporary manager of West Oaks Phoenix Corporation (West Oaks) filed with the Public Utility Commission of Texas (Commission) an application for a rate/tariff change pursuant to Texas Water Code § 13.046 and 16 Tex. Admin. Code § 24.147 (TAC). In Texas Commission on Environmental Quality (TCEQ) Docket 2016-0997-UCR-E, by Emergency Order and Order Modifying Emergency Order, TCEQ appointed Weber temporary manager of West Oaks. West Oaks requests approval of a rate increase in order to assure sufficient funds to keep the water system operating properly and within regulatory requirements. The effective date of the proposed rate change is immediately. Weber stated notice will be provided to West Oaks' 18 customers on July 27, 2016.

**II. Requiring Comments on Administrative Completeness of the Application
and Notice**

Pursuant to 16 TAC § 24.8(a) (TAC), the application shall be reviewed for administrative completeness within 30 calendar days of receipt of the application. An application is not considered filed with the Commission until a determination of administrative completeness is made. By **August 26, 2016**, Commission Staff shall file comments on the administrative completeness of the application and notice.

III. Requesting Procedural Schedule

In accordance with 16 TAC § 24.147(c), the Commission shall issue an order regarding the reasonableness of the temporary rates within 90 days of receiving notice of the temporary rate increase. By **August 26, 2016**, Weber and Commission Staff shall file comments regarding how this application should be processed and propose a procedural schedule.

IV. Discovery

Discovery may proceed informally; however, objections to Requests for Information (RFIs) must be filed and served within 10 days of receiving the RFI. Objections shall include a statement that negotiations were conducted diligently and in good faith. If the parties are unable to resolve a discovery dispute, a motion to compel a response to an RFI must be filed and served within 5 working days of receipt of an objection. The motion to compel shall specify the grounds for the motion.

V. Filing Requirements

Unless otherwise specified, an original and ten copies of documents relating to this proceeding must be filed with the Commission filing clerk according to 16 TAC § 22.71. A copy of each document filed with the Commission must also be served on all parties as provided in 16 TAC § 22.74. All filings can be accessed on the PUC Interchange, <http://interchange.puc.texas.gov>.

All parties shall provide their current addresses, telephone and facsimile numbers, if available, to all other parties and the Commission by filing and serving all parties with such information. Each party shall provide the Commission and all parties with updated address, telephone, and facsimile information if such information changes. The telephone and facsimile numbers will be placed on the service list for this proceeding. Parties are responsible for updating their own service lists to reflect changed information and the addition of any other parties.

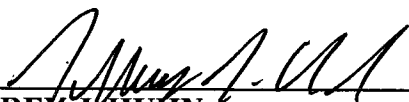
VI. Ex Parte Communications

Pursuant to 16 TAC § 22.3(b)(2), ex parte communications with the administrative law judges and presiding officer (collectively, ALJs) are prohibited. Parties shall communicate with the ALJs only through written documents filed with the Commission's Filing Clerk and served on

all parties. Questions concerning this Order or any other order must be submitted in writing, filed with the Commission, and served on all parties of record.

Signed at Austin, Texas the 2nd day of August 2016.

PUBLIC UTILITY COMMISSION OF TEXAS



JEFFREY J. HUHN
ADMINISTRATIVE LAW JUDGE

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