



Control Number 46245



Item Number 58

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MIDLAND, TEXAS 79710

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Return Receipt Requested

August 15, 2016

Re: P.U.C. Docket No 46245
Ratepayer Protest
The Cliff's Resort
Graford, Texas

RECEIVED
2016 AUG 18 AM 10:53
PUBL. UTIL. CLERK

Filing Clerk
Public Utilities Commission of Texas
1701 North Congress Avenue
P. O. Box 13326
Austin, Texas 78711-3326

Gentlemen:

Enclosed please find my prepared Ratepayer Protest for P.U.C. Docket No. 46245 for The Cliff's Resort, Graford, Texas with respect to the proposal by Double Diamond Utilities Company ("DDUC") wherein they have filed a request with the Public Utilities Commission of Texas ("PUC") to increase rates at The Cliff's Resort in Graford, Texas.

I am a property and home owner with address of 390 Winged Foot Drive, Graford, Texas 76449 and wish to submit the protest in accordance with the rules opposing any rate increase to be granted by the PUC in this matter.

Along with the form requested I have also enclosed a copy of August 13, 2016, correspondence from Mr. Byron J. Smith, III, another resident of The Cliff's Resort at 200 Oyster Bay, as his letter is exemplary and specifically states the frustration and disappointment that all residents share with respect to the situation at The Cliff's Resort managed by Double Diamond Corporation and, of course, the utilities supplied by Double Diamond Utilities.

Our residents have experienced not less than five outages of water supply since April 2016, including, but not limited to, several three day interruptions and yet no rate refund or satisfactory explanation was provided by DDUC in this matter.

Further, the water pressure at my residence is extremely low and in most cases we have been able to measure that the water output is less than one gallon per minute making necessary personal use of water extremely difficult.

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Public Utilities Commission of Texas
August 15, 2016
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It should be noted that in my opinion DDUC is operating as an affiliate structure under the Double Diamond Corporation management of the Cliff's Resort and should be severely restricted with respect to any rates increases on the basis that they have a 'monopoly' on the supply of water and sewage to the residents in the Resort.

It's equally noteworthy that Double Diamond Corporation and Double Diamond Utilities maintain and operate the commercial resort, golf course, spa, and restaurant facilities and it is my opinion that the rate increase requested is in some part reflective of their low profit or loss situation with respect to their corporate properties thereby hoping to offset a loss on revenue against a rate increase to the homeowners accordingly.

This situation represents a serious matter with respect to a conflict of interest in the operation of a commercial resort property and a homeowner's utility by Double Diamond Utilities and Double Diamond Corporation.

Again, please accept my protest for the captioned docket and I request that you please send a response to the above address or to email at cleonard@icaenergy.com as to any further requirements needed in this matter

Sincerely,



Curtis N. Leonard

cc: Byron Smith, III
200 Oyster Bay
Graford, Texas 76449

Double Diamond Utilities Company
5495 Beltline Road, Suite 200
Dallas, Texas 75254
Fax: 214-706-9878

P.U.C. DOCKET NO. 46245

RATEPAYER PROTEST

If you wish to PROTEST the proposed rate change, you must submit this form and 10 copies to:

Filing Clerk
Public Utility Commission of Texas
1701 North Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

Unless protests are received from at least 10% of ratepayers or from any affected municipality, or the Commission Staff requests a hearing, no hearing will be held and the rates will be effective as proposed.

CUSTOMER INFORMATION (to be completed by customers submitting protests)

First Name: CURTIS Last Name: LEONARD
* Phone Number: 432-664-6607 E-MAIL: CLEONARD@ICAENERGY.CO.
Address, City, State: 6304 PRAIRIE RIDGE DR. MIDLAND TX 79707
Location where service is received: 390 WINGED FOOT DRIVE - CLIFF'S
(if different from the mailing address) RESORT - GRAFORD TX 76449

Please fill out the following:

I wish to PROTEST the following proposed rate action/s:

- Water Rate Change Sewer Rate Change Both Water and Sewer Rate Change
 Other (please specify below)

* OFFICE PHONE 432-580-5722

Signature of Protestant:

Curtis M. Leonard

Date: 8-15-16

Si desea informacion en Espanol, puede llamar al
1-888-782-8477

Hearing- and speech-impaired individuals with text telephones may contact the PUC's Customer Assistance
Hotline at
512-936-7136