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APPLICATION OF DOUBLE § BEFORE THE STATE OFFICE
DIAMOND UTILITY COMPANY, INC. §
FOR WATER AND SEWER § OF
RATE/TARIFF CHANGE § ADMINISTRATIVE HEARINGS

DOUBLE DIAMOND UTILITY COMPANY'S REQUEST FOR ORAL ARGUMENT

COMES NOW, Double Diamond Utility Company, Inc. ("DDU") and files this request to present oral argument at the Public Utility Commission's open meeting on May 10, 2018.

The Proposal for Decision was issued in this proceeding on February 13, 2018, and the open meeting at which the Proposal for Decision will be considered is scheduled for May 10, 2018. Pursuant to 16 Tex. Admin. Code § 22.262(d), a request for oral argument "shall be filed no later than 3:00 p.m. on the seventh working day preceding the date upon which the commission is scheduled to consider the case." Therefore, this request is timely filed.

This case presents an issue of first impression for the Commission. In particular, these small rural water and sewer utility systems have been operating for over 25 years without having a rate base formally set by a regulatory agency. The proposal for decision's recommendation to nearly eliminate all of the water and sewer utility's rate base would have a serious and long-term negative financial impact on the utility. While the utility's documentation over the past 25 years and more has not been perfect, it has been substantial. The shift from regulation by the Texas Commission on Environmental Quality to the Commission has resulted in the application of documentation requirements that are virtually impossible for smaller water and sewer utility systems to satisfy. The Commission should carefully consider its policies with respect to treatment of these small utilities and the record-keeping requirements it imposes.

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WHEREFORE, PREMISES CONSIDERED, Double Diamond Utility Company, Inc., hereby requests oral arguments be presented at the open meeting scheduled for May 10, 2018.

Respectfully submitted,

By: 

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ATTORNEY FOR DOUBLE DIAMOND
UTILITY COMPANY, INC.

CERTIFICATE OF SERVICE

I hereby certify that I have served or will serve a true and correct copy of the foregoing document via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail and/or Certified Mail Return Receipt Requested to all parties on this the 1st day of May, 2018



John J. Carlton