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

**DOUBLE DIAMOND UTILITY COMPANY, INC.'S
REQUEST FOR ORAL ARGUMENT**

COMES NOW, Double Diamond Utility Company, Inc. (“DDU”) and files this request to present oral argument at the open meeting of the Public Utility Commission (the “Commission”) on November 8, 2018, in the event this docket is scheduled to be considered at the open meeting.

The Final Order was signed in this proceeding on August 30, 2018. DDU timely filed a Motion for Rehearing on September 24, 2018. The Commission considered this matter at its open meeting on October 12, 2018, and extended its time to act on the motions for rehearing filed in this docket to the “maximum extent allowed by law.”

The Commission has an open meeting scheduled for November 8, 2018; however, the agenda for the open meeting is not yet available. In the event DDU’s Motion for Rehearing is scheduled for the Commission’s consideration at the upcoming open meeting date, DDU respectfully requests to present oral argument at that open meeting. 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 regarding a number of issues related to the regulation of rates for water and sewer systems. While DDU appreciates the approval of an increase in rates for The Cliffs water and sewer systems, there are numerous errors

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related to the Commission's decision. The Final Order is not supported by evidence in the record, ignores important evidence in the record, and imposes new requirements on DDU that are not contained in the Water Code or any commission rule.

WHEREFORE, PREMISES CONSIDERED, Double Diamond Utility Company, Inc., hereby requests to present oral argument to the Commission in the event this matter is considered at the open meeting scheduled for November 8, 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 30th day of October, 2018.



John J. Carlton