



Control Number: 46309



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DOCKET NO. 46309

**PETITION FOR AN ORDER
APPOINTING A TEMPORARY
MANAGER TO AERO VALLEY
WATER SERVICE IN DENTON
COUNTY**

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PUBLIC UTILITY COMMISSION

OF TEXAS

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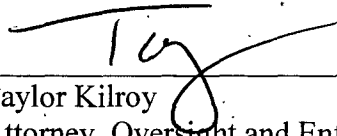
NOTICE OF CORRECTIONS

Staff of the Public Utility Commission of Texas (Commission Staff) files this Notice of Corrections. Docket Management established September 2, 2016, as the deadline for filing exceptions to the Proposed Emergency Order, issued on August 31, 2016, in the above-styled proceeding. Staff proposes corrections to Ordering Paragraph 3.

Commission Staff filed a proposed order to appoint a temporary manager on a non-emergency basis. Commission Staff's proposed order was changed to an emergency order, and the appointment was changed from six months to one year. Because the order proposed is an emergency order, Ordering Paragraph 3 should be corrected to limit the term of the temporary manager to 180 days because Texas Water Code § 13.455 and 16 Texas Administrative Code § 24.14 (TAC) limit all emergency orders issued under Subchapter K-1 to 180 days.¹ While Commission Staff does not object to this proceeding taking place on an emergency basis, the appointment should be changed back to 180 days to comply with the Texas Water Code and Commission rules.

¹ Such an order would be issued according to Administrative Procedure Act, Tex. Gov't Code Ann. §§ 2001.001-.902 (West 2008 & Supp. 2014) contested case procedures. As long as notice requirements are met, such an order could be issued in accordance with the default procedures in 16 TAC § 22.183. A temporary manager is appointed for one year under a non-emergency order pursuant to 16 TAC 24.143(d).

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'Taylor', is written over a horizontal line.

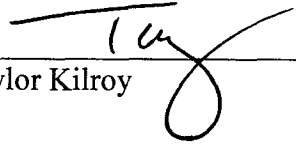
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P.O. Box 13326
Austin, Texas 78711-3326

CERTIFICATE OF SERVICE

I certify that on September 2, 2016, pursuant to 16 TAC § 22.183(b)(2), a copy of this document was sent certified mail, return receipt requested, to the last known address of Aero Valley Water Service in the Commission's and TCEQ's records:

Shawn Horvath
5281 Kelly Drive
Roanoke, Texas 76262

Shawn Horvath
3660 Boulder Highway
Las Vegas, Nevada 89121-1651


Taylor Kilroy