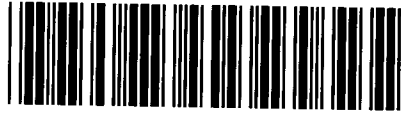




Control Number: 46438



Item Number: 187

Addendum StartPage: 0

46438

RECEIVED

AFFIDAVIT OF NOTICE TO CUSTOMERS  
OF PREHEARING CONFERENCE

2017 MAR -6 PM 12:47  
PUBLIC UTILITY COMMISSION  
FILING CLERK

STATE OF TEXAS §

COUNTY OF Harris §

Before me, the undersigned authority, on this day personally appeared the affiant, who being by me duly sworn, deposes and says:

My name is Charles J. Nowling (Name of Affiant). I am over the age of eighteen (18) years of age. I have personal knowledge of the facts stated herein and they are all true and correct.

I am President (Title of Affiant) of J&S Water Supply Company, LLC.

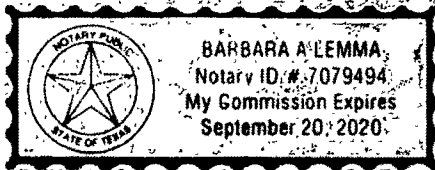
On March 1, 2017, I caused to be mailed to all of the above-named utility's customers and affected counties and municipalities, if any, the attached Notice of Prehearing Conference. The notice was mailed by first class mail.

Charles J. Nowling  
Signature of Affiant

SUBSCRIBED AND SWORN TO BEFORE ME,

This the And day of March, 2017, to certify which, witness my hand and seal of office.

[SEAL]



Barbara Lemma  
Notary Public in and for the State of Texas  
My Commission Expires: 9-20-20

187

# **NOTICE OF PREHEARING CONFERENCE**

SOAH DOCKET NO. 473-17-2372.WS  
PUC DOCKET NO. 46438

To: All Customers of J&S Water

Re: Application of J&S Water Company, LLC for a Rate/Tariff Change

## **Prehearing Conference**

Pursuant to Texas Water Code § 13.1871(n) and 16 Texas Administrative Code § 24.22(d)(2), enclosed please find SOAH Order No. 2 scheduling a prehearing conference for J&S Water Company, LLC's application for a Class-B rate/tariff change for water and sewer service.

**The prehearing conference is set for 10:00 a.m. on March 21, 2017 at the offices of SOAH, William P. Clements Building, 300 West 15th Street, 4th Floor, Austin, Texas 78701.**

**Persons wanting to participate in this case as a party are required to move to intervene as described in the enclosed SOAH Order No. 2. Previous submission of a protest does not satisfy the intervention requirement.**

Please contact the Public Utility Commission at (512) 936-7000 if you have any questions. Persons with disabilities who plan to attend this prehearing conference and who may require special accommodations at the prehearing conference should contact the SOAH Docketing Department at (512) 475-3445 at least one week prior to the prehearing conference. For more information on SOAH, you may visit <http://www.soah.state.tx.us> or email [questions@soah.state.tx.us](mailto:questions@soah.state.tx.us).

SOAH DOCKET NO. 473-17-2372.WS  
PUC DOCKET NO. 46438

RECEIVED  
2017 FEB 16 AM 10:23  
PUBLIC UTILITY COMMISSION  
STATE OFFICE

APPLICATION OF J&S WATER § BEFORE THE STATE OFFICE  
COMPANY, LLC FOR A § OF  
RATE/TARIFF CHANGE § ADMINISTRATIVE HEARINGS

SOAH ORDER NO. 2  
DESCRIPTION OF CASE AND NOTICE OF PREHEARING CONFERENCE

This case has been reassigned to the undersigned Administrative Law Judge (ALJ).

I. DESCRIPTION OF CASE

On October 13, 2016, J&S Water Company, LLC (J&S Water) filed with the Public Utility Commission of Texas (Commission) an application for a Class B rate/tariff change for water and sewer service under Certificate of Convenience and Necessity (CCN) Nos. 12085 and 20658 (the Application). On January 23, 2017, a Commission ALJ found the Application sufficient and suspended the rate change effective date of April 1, 2017 for 265 days. The Commission's staff (Staff) requested a hearing. On January 26, 2017, the Commission referred this case to the State Office of Administrative Hearings (SOAH). On February 10, 2017, Staff filed a pleading indicating that 10% of J&S Water's ratepayers have filed a protest. Thus, pursuant to Texas Water Code § 13.1871(i), this matter must be set for a hearing.

II. NOTICE OF PREHEARING CONFERENCE

The undersigned ALJ will convene the prehearing conference at 10:00 a.m., on March 21, 2017, at the offices of SOAH, 300 West 15th Street, 4th Floor, Austin, Texas.<sup>1</sup> At the prehearing conference, the parties should be prepared to discuss any procedural matters, any pending motions including notice, motions to intervene, the procedural schedule (including hearing dates), and any other relevant matters that will aid in an efficient and fair hearing.

<sup>1</sup> Because the ALJ cannot predict the number of people who might want to participate in the prehearing conference by telephone, the ALJ will not make arrangements for participation by telephone.

174

At least 20 days before the prehearing conference, J&S Water **SHALL** provide notice of the prehearing conference to the governing body of each affected municipality and county and to each ratepayer as though the requirements in Texas Water Code § 13.1871(m)-(n) and 16 Texas Administrative Code § 24.22(d)(2) relating to notice of the hearing applied to the prehearing conference. In addition, the notice **SHALL** include notification of: (1) the intervention deadline established below; and (2) the fact that persons who want to participate in this case as a party (*i.e.*, intervene) are required to move to intervene as described below and that previous submission of a protest does not meet that requirement. Before providing notice, J&S Water shall consult with Staff regarding the notice to be provided. J&S Water **SHALL** file **no later than March 15, 2017**, proof that it provided the required notice.

Persons wanting to intervene in this case shall do so either (1) by **filing by no later than March 17, 2017**, a motion to intervene in this case in compliance with the Commission's procedural rules; or (2) **orally at the March 21, 2017 prehearing conference**.

SIGNED February 15, 2017.

  
\_\_\_\_\_  
ELIZABETH DREWS  
ADMINISTRATIVE LAW JUDGE  
STATE OFFICE OF ADMINISTRATIVE HEARINGS