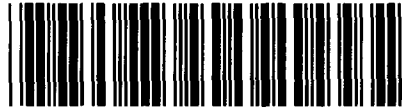


Control Number: 46438



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OPEN MEETING COVER SHEET

MEETING DATE: November 17, 2017

DATE DELIVERED: November 16, 2017

AGENDA ITEM NO.: 30

CAPTION: Docket No. 46438; SOAH No. 473-17-2372
Application of J & S Water Company, LLC
for a Rate/Tariff Change

ACTION REQUESTED: Discussion and possible action with respect
to Revised Proposed Order

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
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Public Utility Commission of Texas

TO: Chairman DeAnn T. Walker
Commissioner Brandy Marty Marquez
Commissioner Arthur C. D'Andrea

All Parties of Record (*via electronic transmission*)

FROM: John Kramer 
Commission Advising

RE: *Application of J&S Water Company, LLC for a Rate/Tariff Change*, Docket
No. 46438, SOAH Docket No. 473-17-2372, Revised Proposed Order,
November 17, 2017 Open Meeting, Item No. 30.

DATE: November 16, 2017

Please find enclosed a memorandum containing modifications proposed by Commissioner Marquez to the revised proposed order in the above-referenced docket. No other commissioner will file a memorandum in this docket.

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Public Utility Commission of Texas

Memorandum

TO: Chairman DeAnn T. Walker
Commissioner Arthur C. D'Andrea

FROM: Commissioner Brandy Marty Marquez *BMM*

DATE: November 16, 2017

RE: Open Meeting of November 17, 2017 – Agenda Item No. 30
Docket No. 46438; SOAH Docket No. 473-17-2372.WS, *Application of J&S Water Company, LLC for a Rate/Tariff Change*

If the Commission adopts the proposed order in this proceeding, I recommend the Commission make the following changes to the proposed order:

I would amend the following *Findings of Fact*:

- 27. ~~On November 23, 2016, and as supplemented on January 17, 2017,~~ Notice of this application was mailed to J&S ratepayers on November 25, 2016~~7~~, and J&S was subsequently ordered to provide revised notice of its proposed rate increase to affected customers by February 1, 2017.
- 28. On October 5, 2017, Commission Staff and J&S (collectively, signatories) filed an agreement. ~~Intervenors did not sign, but do not oppose, the agreement.~~ Intervenor Lori Franz, representing the other intervenors, did not indicate opposition to the agreement.

I would amend the following *Conclusion of Law*:

- 1. J&S is a retail public utility as defined in Texas Water Code §13.002(19)~~2~~ and 16 Texas Administrative Code (TAC) § 24.3(59).

I also recommend that we delegate authority to Commission Advising staff to make non-substantive and stylistic changes to the order.

I look forward to discussing this docket with you at the open meeting.