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DOCKET NO. 46556

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**APPLICATION OF RIVERSIDE WASTE
WATER TREATMENT PLANT OFR
AUTHORITY TO CHANGE RATES** §
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**PUBLIC UTILITY COMMISSION
OF TEXAS**

**COMMISSION STAFF’S RECOMMENDATION ON ADMINISTRATIVE
COMPLETENESS**

COMES NOW the Staff (“Staff”) of the Public Utility Commission of Texas (“Commission”), representing the public interest, and files this Recommendation on Administrative Completeness.

I. BACKGROUND

On November 9, 2016, River Side Waste Water Treatment Plant (“River Side”) filed an application to change rates.¹ On February 1, 2017 and on March 31, 2017, River Side filed supplements to its application.

On March 3, 2017, Order No. 3 was entered, requiring Staff to file comments on the administrative completeness of the application by April 28, 2017. This pleading is timely filed.

II. RECOMMENDATION ON ADMINISTRATIVE COMPLETENESS

Consistent with the attached memorandum of Patricia Garcia and Andrew Novak, Water Utilities Division, Staff recommends that the application is not administratively complete due to inconsistent information indicated in the proposed notice to customers. Staff recommends that the issues identified in the attached memorandum be addressed by River Side before the application is deemed to be administratively complete.

Because Staff recommends that the application is not administratively complete at this time, Staff is unable to propose a procedural schedule for further processing. Staff recommends

¹ Application (Nov. 9, 2016).

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that River Side be provided until May 19, 2017 to file a revised proposed notice to customers and that Staff be provided until June 2, 2017 to file further comments regarding the application.

If the application is deemed to not be administratively complete, Staff also recommends that the effective date of the proposed rates be suspended due to the deficiency of the application.²

III. CONCLUSION

Staff respectfully requests that River Side be required to address the deficiencies addressed in the attached memorandum.

² 16 Tex. Admin. Code § 24.26(b)(1).

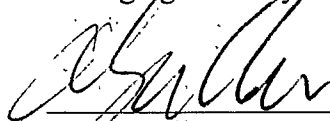
Date: April 28, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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Division Director


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CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on April 28, 2017 in accordance with 16 TAC § 22.74.


A. J. Smullen

PUC Interoffice Memorandum

To: AJ Smullen, Attorney
Legal Division

Thru: Heidi Graham, Manager
Debi Loockerman, Manager
Water Utilities Division

From: Andrew Novak, Financial Analyst
Patricia Garcia, Engineering Specialist
Water Utilities Division

Date: April 28, 2017

Subject: **Docket No. 46556**, *Application of Riverside Waste Water Treatment Plant for Authority to Change Rates*

On November 9, 2016, Riverside Waste Water Treatment Plant. (Riverside, or Applicant) filed an application with the Public Utilities Commission of Texas (Commission) for a rate/tariff change affecting Certificate of Convenience and Necessity (CCN) No. 20740 in Brazos County. An administrative review of the application and notice has been made pursuant to Texas Water Code § 13.13871 (TWC) and 16 Tex. Admin. Code (TAC) §§ 24.21 through 24.26.

The Commission required that Staff review the proposed rate change application and proposed notice for administrative completeness by April 28, 2017. Staff's review of the application has revealed that there is a deficiency with respect to notice of the application. Therefore, Staff recommends that the application be found insufficient for filing. Furthermore, in order to correct the deficiencies within the application, Staff recommends that the Commission order the Applicant to complete the following:

1. Reference the proposed notice filed by Riverside on March 31, 2017. Riverside claims that the annual revenue increase is \$149,901 when the proposed increase according to Schedule I-1 is \$133,601. Please submit a notice with the correct increase with affidavit. Provide notice by May 1st in order to insure that June 5th may remain the effective date for the increase.