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APPLICATION OF ORBIT SYSTEMS, §
INC. FOR A PASS THROUGH RATE §
CHANGE §

PUBLIC UTILITY COMMISSION
2017 JAN 20 AM 10:54
OF TEXAS PUBLIC UTILITY COMMISSION
FILING CLERK

COMMISSION STAFF'S SUPPLEMENTAL RECOMMENDATION ON THE APPLICATION.

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Supplemental Recommendation on the Application. In support thereof, Staff shows the following:

I. Background

On December 20, 2016, Orbit Systems, Inc. (Orbit) filed an application to implement a pass through rate increase due to an increase in fees imposed on the utility by the North Fort Bend Water Authority. The requested rate increase affects the River Ranch Subdivision. The proposed effective date for the pass-through rate increase was January 1, 2017.

On January 17, 2016, the Administrative Law Judge (ALJ) issued a Notice changing the proposed effective date of the application to February 1, 2017 and requiring Orbit to provide revised notice of this application and file a copy of the actual notice provided no later than January 19, 2017. As of January 20, 2017, Orbit has made no such filing. The January 17, 2017 Notice also required Staff to file a recommendation on final disposition and a revised tariff by January 20, 2017. Accordingly, this pleading is timely filed.

II. Supplemental Recommendation

Staff is unable to make a recommendation on final disposition at this time. Orbit has not complied with the ALJ's requirement to provide revised notice of this application and file a copy of the actual notice provided no later than January 19, 2017. In order to make a recommendation on final disposition, Orbit must provide notice of the application prior to the effective date and file proof of notice. Staff recommends that Orbit provide notice by January 27, 2017, prior to the proposed February 1, 2017 effective date, and file proof of notice no later than February 3, 2017.

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Staff further recommends that within five working days of Orbit filing its proof of notice, Staff will file a recommendation on final disposition.

III. Conclusion

Staff respectfully requests that an order be issued consistent with this Recommendation.


Dated: January 20, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney




Ralph J. Daigneault
State Bar No. 24040755
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7348
(512) 936-7268 (facsimile)
ralph.daigneault@puc.texas.gov

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on January 20, 2017, in accordance with 16 TAC § 22.74.



Ralph J. Daigneault