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PUBLIC UTILITY COMMISSION
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APPLICATION OF SUBURBAN § BEFORE THE STATE OFFICE
UTILITY COMPANY, INC. FOR § OF
AUTHORITY TO CHANGE RATES § ADMINISTRATIVE HEARINGS

**SOAH ORDER NO. 3
RESCHEDULING PREHEARING CONFERENCE;
EXTENDING INTERVENTION DEADLINE AND EFFECTIVE DATE;
AND REQUIRING NOTICE OF PREHEARING CONFERENCE
AND INTERVENTION DEADLINE**

On March 24, 2017, Suburban Utility Company, Inc. (Suburban) filed an unopposed motion to reschedule the prehearing conference in this proceeding and extend the deadline for filing motions to intervene. As grounds for the motion, Suburban explains that due to scheduling conflicts and medical issues, Suburban has not provided notice of (a) the prehearing conference currently scheduled for March 29, 2017, or (b) the current deadline of March 27, 2017, for parties to file motions to intervene. In the motion, Suburban provided several alternate dates in May 2017 on which the parties are available for the prehearing conference and asks that the prehearing conference be rescheduled for one of those dates, with the intervention deadline extended to two days prior to the rescheduled conference. Suburban indicates in the motion that Commission Staff and the Office of Public Utility Counsel are unopposed to the relief sought. Furthermore, Suburban proposes that the effective date of the rates be extended by the same number of days by which the prehearing conference is rescheduled pursuant to its motion.

The Administrative Law Judge (ALJ) finds that the motion has merit and should be granted. Therefore, the prehearing conference scheduled for March 29, 2017, is canceled, and the ALJ will now convene a prehearing conference in this proceeding at 10:00 a.m. on May 25, 2017, at the State Office of Administrative Hearings, 300 West 15th Street, 4th Floor, Austin, Texas. At the prehearing conference, the parties should be prepared to discuss any pertinent procedural matter, including any pending motions (including motions to intervene), a procedural schedule including hearing dates, and any other relevant matter.

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In addition, the deadline for parties to file motions to intervene in this matter is hereby extended to **May 23, 2017**, and, pursuant to agreement from Suburban, the effective date of the rates proposed by Suburban is hereby extended to **December 22, 2017**.

At least 20 days before the prehearing conference, Suburban shall provide notice of the prehearing conference to the governing body of each affected municipality and county and to each ratepayer pursuant to Texas Water Code § 13.1871(m)-(n) and 16 Texas Administrative Code § 24.22(d)(2). The notice must include notification of: (1) the intervention deadline established above; and (2) the fact that persons who want to participate in this case as a party are required to file a motion to intervene; previous submission of a protest does not meet this requirement. Before providing notice, Suburban must consult Staff regarding the notice to be provided. Suburban must file, **no later than May 12, 2017**, proof that it provided the required notice.

SIGNED March 28, 2017.



CASEY A. BELL
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS