



Control Number: 47161



Item Number: 31

Addendum StartPage: 0

SOAH DOCKET NO. 473-18-1228.WS RECEIVED
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2018 DEC 14 PM 1:36

APPLICATION KERR COUNTY WATER §
SYSTEMS, LLC FOR AUTHORITY TO §
CHANGE RATES §

BEFORE THE STATE OFFICE
OF PUBLIC UTILITY COMMISSION
FILING CLERK
ADMINISTRATIVE HEARINGS

AGREED MOTION TO ADMIT EVIDENCE AND REMAND

COMES NOW the Commission Staff (“Staff”) of the Public Utility Commission of Texas (the “Commission”), with agreement from Kerr County WS and files this Agreed Motion to Admit Evidence and Remand. In support thereof, Staff shows the following:

I. Background

On July 3, 2017, Kerr County Water Systems, LLC (Kerr County WS) filed an application with the Commission for a rate/tariff change pursuant to 16 Texas Administrative Code §§ 24.21 – 24.36. Kerr County WS seeks a rate increase for its Public Water System No. 1330092 in Kerr County, Texas. On December 4, 2017, the Commission issued an Order of Referral referring this docket to the State Office of Administrative Hearings (SOAH) for a hearing on the merits. On December 5, 2017, this case was abated. On April 6, 2018, Kerr County WS agreed to waive the statutory deadline and requested interim rates jointly with Staff. On April 13, 2018, SOAH Order No. 3 granted interim rates.

II. Motion to Admit Evidence

Commission Staff and Kerr County WS respectfully request that the following evidence be admitted into the record of this proceeding for the purpose of supporting a Commission order approving the proposed settlement:

- a. Application of Kerr County WS for a Class B Rate/Tariff Change, filed on July 3, 2017, including proof of notice;
- b. the Unanimous Agreement, including attachments, filed on _____; and

- c. the memorandum of Leila Guerrero, Emily Sears, and Jolie Mathis of the Commission's Water Utilities Division in support of the agreement, filed on _____.

III. Motion for Remand

Staff and Kerr County WS respectfully request that the administrative law judge remand this proceeding to the Commission for consideration of Staff and Kerr County WS's unanimous agreement and proposed order.

IV. Motion for Adoption of the Proposed Order

Staff and Kerr County WS respectfully request that the Commission adopt a final order approving the unanimous agreement consistent with the parties' proposed final order, included with the agreement.

Dated: December 14, 2018

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on December 14, 2018 in accordance with 16 TAC § 22.74.



Alexander Petak