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**SOAH DOCKET NO. 473-18-0193.WS
DOCKET NO. 47275**

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APPLICATION OF THE COMMONS WATER SUPPLY, INC. FOR AUTHORITY TO CHANGE RATES	§ § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
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UNOPPOSED MOTION TO ABATE PROCEDURAL SCHEDULE

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Motion to Abate Procedural Schedule and would show the following:

I. BACKGROUND

On June 30, 2017, The Commons Water Supply, Inc. (The Commons) filed an application for a Class B rate and tariff change. More than 10% of the ratepayers served by The Commons filed protests, and the docket was referred to the State Office of Administrative Hearings (SOAH) on September 18, 2017. A prehearing conference was held on November 9, 2017, and no additional parties intervened.

II. MOTION TO ABATE

It has come to Staff's attention that The Commons did not provide its ratepayers with notice of the prehearing conference or information about how to intervene as required by Texas Water Code § 13.1871(m)-(n) and 16 Tex. Admin. Code § 24.22(d)(2) (TAC). Accordingly, Staff requests an abatement of the procedural schedule adopted in SOAH Order No. 2 to allow The Commons time to correct this oversight. Staff has conferred with counsel for The Commons who indicated that The Commons does not oppose this motion.

Subject to the Administrative Law Judges' schedule, Staff and The Commons have also agreed to the following dates for a new prehearing conference: January 29, 30, or 31, 2018. All three of these dates will allow The Commons to provide notice to all ratepayers affected by the proposed rate increase at least 20 days before the prehearing conference. Staff, The Commons,

and any intervenors will propose a new agreed procedural schedule, including an extension of the June 4, 2018 statutory timeline, at the prehearing conference.

III. CONCLUSION

For the reasons discussed above, Staff respectfully requests the entry of an Order abating the procedural schedule for this case, setting a date for a new prehearing conference, and requiring The Commons to file an affidavit of notice and copy of the notice provided to ratepayers no later than two business days before the date of the new prehearing conference.

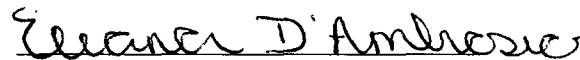
Dated: December 28, 2017

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 28, 2017, in accordance with 16 TAC § 22.74.


Eleanor D'Ambrosio