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DOCKET NO. 47850

COMPLIANCE DOCKET FOR
REFUNDS FROM DOCKET NO. 46104
(APPLICATION OF SHORE TECH,
INC. DBA L&M WATER
DEVELOPMENT COMPANY FOR A
RATE/TARIFF CHANGE)

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PUBLIC UTILITY COMMISSION
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OF TEXAS

ORDER NO. 2
ORDERING ADDITIONAL REFUNDS

This Order addresses the compliance filing made by Shore Tech, Inc. dba L&M Water Development Company related to refunds ordered in Docket No. 46104.¹ Ordering paragraph 2 of the Rate Order required that Shore-Tech issue certain refunds by October 16, 2017 and make a compliance filing evidencing the conditions of the Rate Order had been satisfied by November 16, 2017.

Refunds. Shore-Tech's filing in this proceeding shows that refunds dated October 17, 2017 were issued to customers. On February 2, 2018, Commission Staff filed a recommendation stating that the refunded amount to each customer was accurate with the exception of the regulatory assessment fee. Commission Staff stated that Shore Tech is required to charge and remit 1% of its retail sales as a regulatory assessment fee (RAF) to the Texas Commission on Environmental Quality (TCEQ). Although Shore Tech calculated and refunded the correct amounts to its ratepayers, it failed to refund the 1% RAF corresponding to the amount of over charges. Therefore, Staff recommended that Shore Tech be required to refund to each customer the 1% RAF of the amount already refunded to each customer.

Consistent with Commission Staff's recommendation, no later than April 6, 2018, Shore Tech shall refund each customer 1% of the amount already refunded and file a notarized affidavit, no later than May 7, 2018, attesting that the additional refunds of the 1% RAF were made.

Facilities/Surcharge. In December 2017, the undersigned administrative law judge issued an order requiring Shore-Tech to address Commission Staff's request for a timeline related to capital improvements and surcharge addressed in ordering paragraph 4 of the Rate Order. Shore

¹ *Application of Shore Tech, Inc. dba L&M Water Development Company for a Rate/Tariff Change*, Docket No. 46104, Order (Aug. 18, 2017) (Rate Order).

Tech provided an update regarding the capital improvements and Commission Staff requested deadlines be established now to address the capital improvements and surcharge.

Ordering paragraph 4 of the Rate Order specifically requires that certain facilities and related surcharge be addressed in a separate compliance filing after final installation. Therefore, deadlines concerning the facilities and surcharge will not be addressed further in this docket.

Signed at Austin, Texas the 16th day of February 2018.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read "Irene Montelongo", is written over a horizontal line.

**IRENE MONTELONGO
DIRECTOR, DOCKET MANAGEMENT**

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