



Control Number: 48268



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DOCKET NO. 48268

**APPLICATION OF SIMPLY
AQUATICS INC FOR A PRICE
INDEX RATE ADJUSTMENT FOR
VISTA VERDE**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

2018 MAY 11 PM 2:47
PUBLIC UTILITY COMMISSION
FILING CLERK

**COMMISSION STAFF'S RECOMMENDATION ON
ADMINISTRATIVE COMPLETENESS**

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Recommendation on Administrative Completeness and Recommendation on Final Disposition in response to Order No. 1. In support thereof, Staff shows the following:

I. BACKGROUND

On April 13, 2018, Simply Aquatics Inc (Simply Aquatics) filed an application for a price index rate adjustment under Tex. Water Code (TWC) § 13.1872 and 16 Texas Administrative Code (TAC) § 24.36 for its Vista Verde water system (Application). Staff filed a letter of deficiency on April 19, 2018. To date, Simply Aquatics has not responded to the deficiencies set out by Staff.

On April 17, 2018, the Administrative Law Judge (ALJ) issued Order No. 1 requiring Staff to file a recommendation on the administrative completeness of the Application and notice on or before May 11, 2018. Therefore, this pleading is timely filed.

II. RECOMMENDATION ON ADMINISTRATIVE COMPLETENESS

As detailed in the attached memorandum of Sherrie Keylon in the Commission's Water Utility Regulation Division, Staff has reviewed the Application and recommends that it be found administratively incomplete.

III. PROCEDURAL SCHEDULE

Staff recommends that the application be found administratively incomplete. Staff therefore recommends that a deadline of June 11, 2018, be established for Simply Aquatics to supplement its application. Staff further recommends that a deadline of July 11, 2018 be

established for Staff to review Simply Aquatics's supplemental information and make a supplemental recommendation on the administrative completeness of the application.

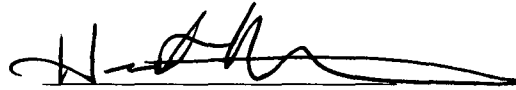
Dated: May 11, 2018

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 May 11, 2018 in accordance with 16 TAC § 22.74.



Heath D. Armstrong

PUC Interoffice Memorandum

To: Heath Armstrong, Attorney
Legal Division

Thru: Debi Loockerman, Financial Manager
Water Utility Regulation Division

From: Sherrie Keylon, Financial Analyst
Water Utility Regulation Division

Date: May 9, 2018

Subject: **Docket No. 48268:** *Application of Vista Verde Water Utility for a Price Index Rate Adjustment*

On April 13, 2018, Simply Aquatics, Inc. (Applicant) filed an application for a price index rate adjustment. Pursuant to Tex. Water Code Ann. (TWC) § 13.1872 and 16 Tex. Admin. Code (TAC) § 24.36(c), a utility may request to increase its tariffed monthly fixed customer or meter charges and monthly gallonage charges. In this case, the Applicant is requesting approval to adjust its water tariff base rates and monthly gallonage rates based upon the Commission price index of 3.50%. The Applicant provided:

1. A Class C Water and Sewer Utility Request for a Price Index Rate Adjustment; and
2. A proposal for the provision of notice for the approved price index change.

Staff reviewed the application and determined that it included errors and was incomplete. Specifically, the application contained the following errors and/or deficiencies:

1. Pursuant to 16 TAC § 24.36(f), the Applicant's scheduled month for Class C rate adjustment applications is in July. The application should be filed in the month that corresponds with the last two digits of the associated CCN number. The last two digits of Vista Verde's CCN number are 59. Therefore, the application should be filed in July unless good cause can be shown for filing in a different month. If there is a specific reason for filing in April, please provide an explanation.
2. Provide a copy of the relevant pages of the utility's currently approved tariff showing its current monthly fixed customer or meter charges and monthly gallonage charges.
3. Reference Page 1 and 2 of the Notice. The proposed notice in the application failed to provide the public water system and/or subdivision affected by the rate adjustment, the previous and new water billing comparisons, the date the meters are read, and the previous tariff rate for the gallonage charge. Update the proposed notice.
4. Confirm that the rate adjustment is for the Vista Verde Water System.

The Applicant was contacted and asked to provide additional information by May 4, 2018 to resolve the deficiencies. Since the Applicant has not provided the requested information, Staff recommends that the application be deemed insufficient and administratively incomplete.

Staff recommends that the Applicant file an amended application which addresses all the errors and deficiencies listed above in this memo in order for Staff to recommend a sufficient application.