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SOAH DOCKET NO. 473-20-1674.WS
PUC DOCKET NO. 48819

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PUBLIC UTILITY COMMISSION
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APPLICATION OF NORTHTOWN § BEFORE THE STATE OFFICE
ACRES WATER SUPPLY FOR §
AUTHORITY TO CHANGE RATES § OF
§ ADMINISTRATIVE HEARINGS

Frank Marx response to Northtown Acres response to SOAH Order No. 3

Frank Marx files this plea to State Office of Administrative Hearings (SOAH) Order No. 3 regarding the proposal filed by Northtown Acres Water Supply concerning interim rates.

I. Response to Northtown's interim rate request.

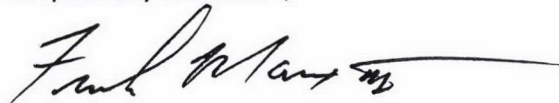
The staff developed a revised interim rate schedule which gave Northtown Acres Water Supply the interim rates that were originally requested in their application on 11-18-19. The original request was misinterpreted by staff as they thought the rate proposal was for the rates plus the pass-through. In a discussion with Sheroll Richardson, she confirmed to me that what was in the original increased proposal that appeared to be the pass through rate was only information showing that the City was charging them more than the current approved rates and they only needed the rates that they were asking for which had the pass through amount figured into the gallonage rate. It is my belief that she also confirmed this to the staff and then they wrote the new interim rate proposal based on the information they obtained.

I believe that anything awarded above the amount requested by the staff would be an injustice to the customers of the water company. The water company has not abided with charging the approved rates for years. Sheroll Richardson in a phone conversation with me said she thought I had been over charged about \$1,000 over the last three years and wanted to settle by other complaint. I think it is more than that. It is also noted that the company now does not even have the proper paper work in place to operate the company. They did not file the proper STM application when they obtained the company. It appears that no one even knows when all of this might be cleared up.

It just does not make sense to me to award them more than what they asked for. If they truly needed more in this emergency request, I believe that they would have asked for it. Now they are getting greedy. This may turn out to be too much, but we won't really know that until we get back to the rate issue after the STM issue is cleared. In the meantime, the company should not benefit from their not taking care of business in a professional manner.

Again, I am asking for the interim rates as presented by the staff on 2-19-20 to be put into place immediately.

Respectfully submitted,



Frank Marx, III
Intervening Party

Certificate of Service

I certify that a copy of this document will be served on all parties of record on February 21, 2020, in accordance with 16 TAC § 22.74.

A handwritten signature in black ink, appearing to read "Frank Marx, III". The signature is written in a cursive, flowing style with a prominent initial "F" and a stylized "M".

Frank Marx, III