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DOCKET NO. 48819

**APPLICATION OF NORTHTOWN
ACRES WATER SUPPLY FOR
AUTHORITY TO CHANGE RATES** §
§
§

**PUBLIC UTILITY COMMISSION
OF TEXAS**

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**COMMISSION STAFF'S THIRD SUPPLEMENTAL SUFFICIENCY
RECOMMENDATION**

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Commission Staff's Third Supplemental Sufficiency Recommendation. In support thereof, Staff shows the following:

I. BACKGROUND

On January 17, 2019, Northtown Acres Water Supply (Applicant) filed an application with the Commission for a rate change pursuant to Texas Water Code (TWC) § 13.1871.

On June 18, 2019, the Administrative Law Judge (ALJ) issued Order No. 5, ordering Northtown to provide new notice to customers, affected municipalities, and the Office of Public Utility Counsel at least 35 days before the new effective date and file an affidavit specifying who received notice and when the notice was sent.

The ALJ also ordered Staff to file a comment on proof of notice and propose a procedural schedule 10 days after proof of notice is filed. The Applicant filed proof of notice on June 27, 2019 and a supplemental proof of notice on July 8, 2019. This pleading is therefore timely filed.

**II. ADMINISTRATIVE COMPLETENESS AND NOTICE SUFFICIENCY
RECOMMENDATION**

Staff reviewed the application and proofs of notice. Staff notes that the notice indicates a proposed effective date of August 15, 2019. Staff recommends that the application, notice, and proposed effective date be deemed administratively complete, consistent with TWC § 13.1871.

III. PROPOSED PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule:

Event	Date
Date notice completed	June 25, 2019
Proposed effective date of rate change	August 15, 2019

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Deadline for affected municipality to file a complaint and deadline for customer protests ¹	November 13, 2019
Deadline for Staff to request a hearing or file a recommendation on final disposition	November 20, 2019
Deadline for applicant to respond to Staff recommendation or, if no disputed issues exist, deadline for parties to file proposed findings of fact, conclusion of law, and ordering paragraphs	December 4, 2019
120 th day after the effective date ²	December 13, 2019

IV. MOTION TO SUSPECT EFFECTIVE DATE OF PROPOSED RATES

Staff respectfully requests that the presiding officer suspend the effective date of the proposed rates. The Commission's rules provides for a 265-day suspension of the effective date of rates proposed in an application filed pursuant to TWC § 13.1871.³

V. CONCLUSION

Staff respectfully requests an order consistent with the recommendations discussed above.

¹ Pursuant to 16 TAC § 24.35(c), if during the first 90 days after the effective date of the rate change, the Commission receives a complaint from any affective municipality, or from the lesser of 1,000 or 10% of the ratepayers of the utility over whose rates the Commission has original jurisdiction, or on its own motion, the Commission shall set the matter for hearing.

² 16 TAC § 24.35(c)(1).

³ 16 TAC § 24.33(a)

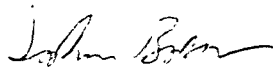
DATE: July 18, 2019

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Rachelle Nicolette Robles
Managing Attorney



Joshua Adam Barron
State Bar No. 24087146
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7235
(512) 936-7268 (facsimile)
Joshua.Barron@puc.texas.gov

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on July 18, 2019 in accordance with 16 TAC § 22.74.



Joshua Adam Barron