



Control Number: 49189



Item Number: 17

Addendum StartPage: 0

Mr. Brocato's Direct Line: (512) 322-5857
Email: tbrocato@lglawfirm.com

2019 MAY 30 PM 12:09

PUBLIC UTILITY COMMISSION
FILING CLERK

May 30, 2019

VIA HAND DELIVERY

Hon. Mayson Pearson
Administrative Law Judge
Public Utility Commission of Texas
ATTN: CENTRAL RECORDS
1701 N. Congress Avenue, Suite 8-100
Austin, Texas 78701

Re: *Application of the City of Austin dba Austin Water for Authority to Change
Water and Wastewater Rates, Docket No. 49189*

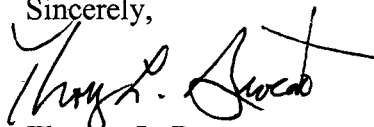
Dear Judge Pearson:

On April 15, 2019, the City of Austin doing business as Austin Water (AW) filed an application at the Public Utility Commission (Commission). Because there are no rules, forms or schedule requirements applicable to such a filing, the application was completed using the Rate Filing Package for Class A Investor-Owned Utilities Water And/Or Sewer Rate Filing Package For Cost-Of-Service Determination (RFP Instructions). This was done in consultation with Commission Staff. General Instruction No. 15 of the RFP Instructions requires that "[f]or all schedules designated required in the instructions with the label '**update required**,' the utility shall provide all information subsequent to Test Year end but not previously provided in the RFP. This information shall be filed 45 days after the original date of filing" (i.e. May 30).

On May 17, 2019 the Commission issued Order No. 2 holding AW's application administratively incomplete and finding that "... at this time the application is not considered filed with the Commission." Pursuant to Order No. 2, the 45 day update is currently no longer due on May 30, 2019. However, on May 21, 2019, AW filed a motion for reconsideration of Order No. 2. That motion remains pending at this time. In the event the Administrative Law Judge determines that the original filing is not insufficient, AW is prepared to file its 45 day update as soon as possible.

Thank you for your attention to this matter.

Sincerely,



Thomas L. Brocato
Attorney for City of Austin

TLB:jmc
0749\16\7840123

cc: All Parties of Record