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PETITION OF PREVILLAGE, LLC TO	§	PUBLIC UTILITY COMMISSION
AMEND HMW SPECIAL UTILITY	§	
DISTRICT'S WATER CERTIFICATE	§	OF TEXAS
OF CONVENIENCE AND NECESSITY	§	
IN HARRIS COUNTY BY EXPEDITED	§	
RELEASE	§	

ORDER NO. 4
REQUIRING RESPONSES TO MOTION FOR SUMMARY DECISION

This Order addresses the motion of HMW Special Utility District filed on April 2, 2019, requesting the striking and dismissal of the application filed by Previllage, LLC for expedited release of a tract of land within the boundaries of HMW's water certificate of convenience and necessity number 10342 in Harris County. Although it is not styled as such, the administrative law judge considers the motion to constitute a motion for summary decision under 16 Texas Administrative Code § 22.182.

HMW, whose motion to intervene was granted in Order No. 3 issued on April 24, 2019, asserts the following factual issues in support of its motion to dismiss: (1) the property is not situated in Montgomery County; (2) the application does not assert the property is of a particular size; and (3) the applicant's general attestation, by notarized affidavit, that the property is not receiving water from HMW, is false.

On May 3, 2019, Previllage filed an amended application that appeared to respond to at least some of the issues raised by HMW, but does not address HMW's motion directly. Commission Staff has not responded to the motion for summary decision.

On or before July 11, 2019, Previllage must file a response to HMW's motion for summary decision. On or before July 19, 2019, Commission Staff must file a response to HMW's motion and Previllage's response (if filed), and propose a procedural schedule, as necessary.

Signed at Austin, Texas the __11__ day of June 2019.

PUBLIC UTILITY COMMISSION OF TEXAS

CHRISTOPHER OAKLEY
ADMINISTRATIVE LAW JUDGE

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