



Control Number: 49605



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# OPEN MEETING COVER SHEET

## COMMISSIONER MEMORANDUM

**MEETING DATE:** February 14, 2020  
**DATE DELIVERED:** February 13, 2020  
**AGENDA ITEM NO.:** 5  
**CAPTION:** **Docket No. 49605** – Application of Carroll Water Co., Inc. for a Price Index Rate Adjustment  
**DESCRIPTION:** Commissioner Memoranda

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Commissioner

**Shelly Botkin**  
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## *Public Utility Commission of Texas*

TO: Chairman DeAnn T. Walker  
Commissioner Arthur C. D'Andrea  
Commissioner Shelly Botkin

All Parties of Record (*via electronic transmission*)

FROM: Alexander Scheifler *AS*  
Commission Advising

RE: *Application of Carroll Water Co., Inc. for a Price Index Rate Adjustment*, Docket  
No. 49605, Commissioner Memo, February 14, 2020 Open Meeting, Item No. 5.

DATE: February 13, 2020

Please find enclosed a memorandum by Chairman Walker regarding the above-referenced docket. No other commissioner will file a memorandum in this docket.

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# Public Utility Commission of Texas

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## Memorandum

**TO:** Commissioner Arthur C. D'Andrea  
Commissioner Shelly Botkin

**FROM:** Chairman DeAnn T. Walker 

**DATE:** February 13, 2020

**RE:** Open Meeting of February 14, 2020 – Agenda Item No. 5  
Docket No. 49605 – *Application of Carroll Water Co., Inc. for a Price Index Rate Adjustment*

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I recommend that the Commission make the following changes to the order in this proceeding.

Two new findings of fact should be added for completeness and clarity. Subsequent findings of fact should be renumbered.

5. In Order No. 4 filed on December 6, 2019, the ALJ set a deadline of December 30, 2019 for Carroll Water to respond to Commission Staff's motion for summary decision.
9. On January 15, 2020, the ALJ filed a proposal for decision recommending that there is no genuine issue as to any material fact, that Commission Staff is entitled to a decision in its favor as a matter of law, and that Carroll Water's application should be denied.

A new conclusion of law should be added after conclusion of law 7 to conform with previous orders of the Commission. Subsequent conclusions of law should be renumbered.

8. A proposal for decision was filed in accordance with Texas Government Code § 2001.062 and 16 TAC § 22.182(f).

Ordering paragraph 1 should be modified for clarity.

1. The Commission grants Commission Staff's motion for summary decision and denies Carroll Water's application for a price index rate adjustment ~~the petition of Carroll Water.~~

Finally, I propose delegating to the Office of Policy and Docket Management staff the authority to modify the order to conform to the *Citation and Style Guide for the Public Utility Commission of Texas* and to make other non-substantive changes to the order for such matters as capitalization, spelling, grammar, punctuation, style, correction of numbering, and readability.

I look forward to discussing this matter with you at the open meeting.