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DOCKET NO. 49732

RECEIVED

COMPLAINT OF PAUL HAWKINS
AGAINST MONARCH UTILITIES I,
L.P.

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2020 MAR -3 PM 2:24
PUBLIC UTILITY COMMISSION
PUBLIC UTILITY COMMISSION
OF TEXAS
FILING CLERK

COMMISSION STAFF'S REPLY TO EXCEPTIONS

Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) files this response to the Complaint Filing of Paul Hawkins in Docket No. 49732 of February 25, 2020. On February 10, 2020, the Office of Policy and Docket Management (OPDM) issued a Notice which required parties to file exceptions by February 21, 2019 and to file replies to exceptions by March 3, 2020. Therefore, this response is timely filed.

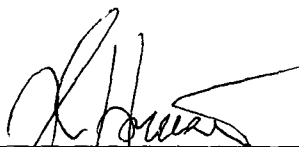
Staff files this reply to exceptions to the finding of the Proposal for Decision (PFD) issued on February 7, 2020 to address points raised by Mr. Hawkins in his late filing. Although Mr. Hawkins' filing was filed after the February 21, 2020 deadline for filing exceptions to the PFD, and although his filing is not explicitly labeled as such, Staff construes the filing as exceptions and addresses two particular points: First, Mr. Hawkins requests to return to the "old rate" for water. Staff argues that there is sufficient evidence in the record, and in the PFD to support that Monarch provided a detailed response to the initial complaint, denying that it had inappropriately applied its tariffed rates and inappropriately billed Mr. Hawkins purchased water pass-through charges. Second, Mr. Hawkins complains that his water is being managed by a "part time employee" who is "40 miles away" who passes through to check service "3 to 5 times per week." This allegation is outside the scope of the PFD, and does not address Mr. Hawkins reasons for failing to respond to Staff's motions to dismiss, Orders in this case, or even the February 21, 2020 deadline for filing exceptions. Therefore, Staff continues to recommend the adoption of the PFD.

Dated: March 3, 2019

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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Division Director




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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on March 3, 2019 in accordance with 16 TAC § 22.74.



John Harrison