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DOCKET NO. 50014

**APPLICATION BIG WOOD SPRINGS
WATER SYSTEM FOR A PRICE INDEX
RATE ADJUSTMENT**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

**ORDER NO. 6
FINDING APPLICATION INSUFFICIENT AND REQUIRING RESPONSE**

This Order addresses Commission Staff's response to Order No. 3 filed on December 11, 2019. Commission Staff indicates that it is unable to clarify the legal name of the utility in this docket and recommended Big Wood Springs Water System withdraw its application until it can establish a legal name and ownership.

An order instructing an applicant to withdraw its application is not within the authority of the administrative law judge (ALJ); however, a reconsideration of Order No. 2 filed on October 22, 2019, is appropriate. Order No. 2 found the application in the present case administratively complete. But, to process an application for a rate adjustment under Texas Water Code 13.1872, the utility must be the entity to file the application. It is unclear in the present case that the utility, or its legal owner, has filed such an application. In order to clarify this issue, the ALJ, in Order No. 3 filed on October 23, 2019, requested clarification of the name of the utility. Although the attorney for the applicant has responded to Commission Staff's subsequent request for information on the matter, the name of the utility, and the underlying ownership, remain unclear.

Upon further review, the ALJ finds the application in this case administratively incomplete and insufficient to allow for further processing. On or by February 5, 2020, the applicant must file, in the present docket, proof of ownership of the utility requesting a class D rate adjustment. The applicant must also, on or by February 5, 2020, clearly and unambiguously, provide the name of the utility that should be reflected on the tariff for the utility and certificate of convenience and necessity number 12367.

Signed at Austin, Texas the 8th day of January 2020.

PUBLIC UTILITY COMMISSION OF TEXAS



CHRISTOPHER OAKLEY
ADMINISTRATIVE LAW JUDGE

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