



DOCKET NO. 50197

**APPLICATION OF TIMBERCREST
PARTNERS LLC FOR AUTHORITY
TO CHANGE RATES**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

COMMISSION STAFF'S PROPOSED PROCEDURAL SCHEDULE

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Proposed Procedural Schedule. In support thereof, Staff shows the following:

I. BACKGROUND

On January 17, 2020, Timbercrest Partners, LLC (Timbercrest) filed an application for authority to change its retail water and sewer rates under Texas Water Code (TWC) §§ 13.1871 and 13.1872(c)(2) and 16 Texas Administrative Code (TAC) §§ 24.25-.44.

On February 20, 2020, the administrative law judge (ALJ) issued Order No. 2, finding the application incomplete and deficient and directing Timbercrest to supplement the application to cure the deficiencies by March 9, 2020. On April 16, 2020, and April 20, 2020, Timbercrest filed supplemental information to its application in response to the deficiencies cited in Staff's recommendation, including confidential information.

On May 8, 2020, Staff filed a Motion to Declassify Confidential Materials. On May 15, 2020, Timbercrest filed its Response to Commission Staff's Request to Declassify. On June 8, 2020, Staff filed its Reply to Timbercrest's Response to Commission Staff's Request to Declassify and its Supplemental Recommendation on the Application and Notice, recommending that Timbercrest's application be found sufficient and administratively complete.

On June 29, 2020, the ALJ issued Order No. 5, granting Staff's motion to declassify and finding the application administratively complete and sufficient for further review. The ALJ further required the suspension of the effective date and directed Timbercrest to provide new notice to all affected ratepayers with a revised effective date that is at least 35 days after the date that the new notice is provided to ratepayers. Order No. 5 also required Staff to file a proposed procedural schedule for further processing of this docket by July 10, 2020. Therefore, this pleading is timely filed.

II. PROPOSED PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule for further processing of this docket:

Event	Date
Deadline for Timbercrest to file declassified materials in response to Order No. 5	July 17, 2020
Deadline for Timbercrest to file proof of notice with an effective date that is at least 35 days after the date the notice was provided to ratepayers	July 31, 2020
Deadline for Staff to provide a recommendation on sufficiency of notice	August 14, 2020
Proposed effective date of rate change	35 days after the date notice is provided to ratepayers ¹

III. CONCLUSION

Staff respectfully requests that the ALJ issue an order adopting the above proposed procedural schedule.

¹ Under 16 TAC § 24.35(c)(1) and (2), the intervention deadline and deadline for Staff to set a hearing on its own motion are dependent on the effective date or the requested rate change. Because Staff will not know this date until Timbercrest re-notices its customers, Staff will propose a procedural schedule for further processing of the application along with its recommendation on sufficiency of notice.

Dated: July 9, 2020

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on July 9, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Taylor P. Denison
Taylor P. Denison