



## Filing Receipt

**Received - 2021-09-15 10:41:44 AM**  
**Control Number - 50324**  
**ItemNumber - 44**

**DOCKET NO. 50324**

<b>APPLICATION OF COUNTY LINE</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>SPECIAL UTILITY DISTRICT TO</b>	<b>§</b>	
<b>OBTAIN A SEWER CERTIFICATE OF</b>	<b>§</b>	
<b>CONVENIENCE AND NECESSITY IN</b>	<b>§</b>	<b>OF TEXAS</b>
<b>HAYS AND CALDWELL COUNTY</b>		

**COMMISSION STAFF’S EXCEPTION TO THE PROPOSED ORDER**

The Staff (Staff) of the Public Utility Commission of Texas (Commission) has reviewed the Proposed Order and memorandum filed on August 31, 2021, and files this Exception to the Proposed Order. The memorandum established a deadline of September 15, 2021 for exceptions or corrections to the Proposed Order. Therefore, this pleading is timely filed.

**I. EXCEPTION**

In the Proposed Order, the Administrative Law Judge (ALJ) included Ordering Paragraph No. 6, which reads as follows:

“County Line SUD must provide notice to the Commission once billing for sewer service begins in Compliance Filing of County Line SUD Regarding Billing Sewer Service in Docket No. 50324, Docket No. 52486, as required by 16 TAC § 24.25(b)(1)(B)(iv).”

Staff recommends that this language be removed from the Proposed Order. 16 Texas Administrative Code (TAC) § 24.25(b)(1)(B) provides:

“If a person applying for a CCN is not currently a retail public utility and would be under the original rate jurisdiction of the commission if the CCN application were approved, the person must file a proposed tariff with the commission.”

As a special utility district, County Line Special Utility District is not subject to the Commission’s original rate jurisdiction. Therefore, 16 TAC § 24.25(b)(1)(B) and its subsections are inapplicable.

Dated: September 15, 2021

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Rachelle Nicolette Robles  
Division Director

Rustin Tawater  
Managing Attorney

/s/ Phillip Lehmann  
Phillip Lehmann  
State Bar No. 24100140  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326  
(512) 936-7385  
(512) 936-7268 (facsimile)  
phillip.lehmann@puc.texas.gov

**DOCKET NO. 50324  
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 September 15, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Phillip Lehmann  
Phillip Lehmann