



Control Number: 50404



Item Number: 21

Addendum StartPage: 0

DOCKET NO. 50404

**PETITION OF STERLING DEASON
O'DONNELL AND DARWIN DEASON,
CO-TRUSTEES OF THE STERLING
DEASON O'DONNELL DD 2012 TRUST
UNDER AGREEMENT OF THE DD
2014-B GRANTOR RETAINED
ANNUITY TRUST TO AMEND
MARILEE SPECIAL UTILITY
DISTRICT'S CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
COLLIN COUNTY BY EXPEDITED
RELEASE**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**



ORDER NO. 5

**FINDING PETITION ADMINISTRATIVELY COMPLETE AND NOTICE
SUFFICIENT; ESTABLISHING PROCEDURAL SCHEDULE**

This Order addresses the January 2, 2020 petition of Sterling Deason O'Donnell and Darwin Deason, Co-Trustees of the Sterling Deason O'Donnell DD 2012 Trust under agreement of the DD 2014-B Grantor Retained Annuity Trust, for streamlined expedited release and to amend Marilee Special Utility District's water certificate of convenience and necessity No. 10150 in Collin County, under Texas Water Code (TWC) § 13.2541(b) and 16 Texas Administrative Code (TAC) § 24.245(l).

On May 11, 2020, Commission Staff recommended that the petition be found administratively complete and notice be found sufficient. The administrative law judge (ALJ) finds the petition administratively complete and notice sufficient.

Under the provisions of TWC § 13.2541, the granting of streamlined expedited release initiates an appraisal process to determine the amount of monetary compensation that may be owed by the landowner to the certificate holder for the tract of land that was released. Therefore, if streamlined expedited release is approved, the docket will continue for the purpose of determining the issue of compensation.

The following procedural schedule applies in this case:

Event	Date
Deadline for Marilee SUD and intervenors to file a response to the administratively complete petition	June 19, 2020
Deadline for Commission Staff's recommendation on final disposition	June 26, 2020
Deadline for petitioners to file a reply to both Marilee SUD's response and Commission Staff's recommendation on final disposition	July 3, 2020
Sixty-day administrative approval of expedited release	August 11, 2020

In the event expedited release is granted and the petitioners and Marilee SUD can select an agreed-upon appraiser

Deadline for petitioners and Marilee SUD to select an agreed-upon appraiser	August 20, 2020
Deadline for appraiser's report	Within 70 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by the petitioners to Marilee SUD	Within 60 days after appraiser's report
Deadline for the petitioners to pay any compensation due to Marilee SUD	Within 90 days of Commission's final order on compensation

In the event expedited release is granted and the Petitioners and Marilee SUD are unable to select an agreed-upon appraiser

Deadline for reports from the petitioners' appraiser and from Marilee SUD's appraiser	Within 70 days after the Commission approves expedited release
Deadline for Commission Staff's appraiser's report	Within 100 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by the petitioners to Marilee SUD	Within 60 days after Commission receives the final appraisal
Deadline for the petitioners to pay any compensation due to Marilee SUD	Within 90 days of Commission's final order on compensation

Service of pleadings is typically governed by 16 TAC § 22.74. However, in light of the Commission's Order entered in Docket No. 50664,¹ which suspended the service requirements found in 16 TAC § 22.74, all parties must file any pleading or document with the Commission solely through the Interchange on the Commission's website and provide notice, by e-mail, to all other parties that the pleading or document has been filed with the

¹ See *Issues Related the State of Disaster for Coronavirus Disease 2019*, Docket No. 50664, Order Suspending Rules (Mar. 16, 2020).

Commission, unless otherwise ordered by the presiding officer. It will be incumbent upon all other parties to obtain a copy of the pleading or document by accessing the Interchange.

Signed at Austin, Texas the 12th day of June 2020.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read 'S. Leary', written over a horizontal line.

STEVEN LEARY

ADMINISTRATIVE LAW JUDGE