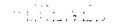


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### **DOCKET NO. 50404**

## 2021 JUN 10 PM F: 50

PETITION OF STERLING DEASON	§	PUBLIC UTILITY COMMISSION
O'DONNELL AND DARWIN DEASON,	§	FILING CLI KK
CO-TRUSTEES OF THE STERLING	§	OF TEXAS
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	§	

# ORDER NO. 12 FINDING AMENDED PETITION, AS SUPPLEMENTED, ADMINISTRATIVELY COMPLETE, GRANTING EXTENSION, AND ESTABLISHING PROCEDURAL SCHEDULE

This Order addresses sufficiency of the amended petition filed by 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, seek streamlined expedited release for a tract of land the trust owns from Marilee Special Utility District's certificate of convenience and necessity (CCN) number 10150 in Collin County. The petitioner filed an amended petition on April 27, 2021, and supplemented the amended petition on April 28, 2021.

### I. Finding Application Administratively Complete

On June 9, 2021, Commission Staff recommended that the amended petition, as supplemented, be found administratively complete. The administrative law judge (ALJ) finds the petition, as supplemented, administratively complete.

### II. Notice

Notice was already found to be sufficient in Order No. 5 filed on June 12, 2020.

## III. Granting Extension and Establishing Procedural Schedule

Under Texas Water Code (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, an



order granting approval for streamlined expedited release is interim in nature and, in the event the requested release is approved, the docket will continue for the purpose of determining the issue of compensation.

In Order No. 11 filed on May 28, 2021, the ALJ ordered Commission Staff to make a recommendation on final disposition by June 11, 2021. On June 9, 2021, Commission asked that the deadline be extended to June 25, 2021. The motion is granted, as specified in the procedural schedule, below.

The following procedural schedule applies in this case:

Event	Date	
Deadline for CCN holder and intervenors to	June 17, 2021	
file a response to the administratively complete		
petition		
Deadline for Commission Staff's	June 25, 2021	
recommendation on final disposition		
Deadline for petitioner to file a reply to CCN	July 28, 2021	
holder's response and Commission Staff's		
recommendation on final disposition		
Sixty-day administrative approval of expedited	August 9, 2021	
release		
In the event expedited release is granted and the petitioner and CCN holder can select an		
agreed-upon appraiser		
Deadline for petitioner and CCN holder to	Within 10 days after the Commission approves	
select an agreed-upon appraiser	expedited release	
Deadline for appraiser's report	Within 70 days after the Commission approves	
	expedited	
Deadline for Commission's final order	Within 60 days after appraiser's report	
determining the amount of monetary	whim so days area appraison s report	
compensation, if any, owed by petitioner to		
CCN holder		
Deadline for petition to pay any compensation	Within 90 days of Commission's final order on	
due to CCN holder	compensation	
In the event expedited release is granted and petitioner and CCN holder are unable to select		
an agreed-upon appraiser		
Deadline for petitioner and CCN holder to	Within 10 days after the Commission approves	
make a filing stating that they have been	streamlined expedited release	
unable to select an agreed-upon appraiser and		
affirming that they will pay half of the cost of		
Commission Staff's appraiser		
Deadline for reports from petitioner's	Within 70 days after the Commission approves	
appraiser and from CCN holder's appraiser	expedited release	
	1 1	

Deadline for Commission Staff's appraiser's report	Within 100 days after the Commission approves expedited
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by petitioner to CCN holder	Within 60 days after Commission receives the final appraisal
Deadline for petitioner to pay any compensation due to CCN holder	Within 90 days of Commission's final order on compensation

Signed at Austin, Texas the 10th day of June 2021.

PUBLIC UTILITY COMMISSION OF TEXAS

HUNTER BURKHALTER CHIEF ADMINISTRATIVE LAW JUDGE

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