



## Filing Receipt

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

**COMMISSION STAFF'S SECOND MOTION TO AMEND PROCEDURAL SCHEDULE**

On January 2, 2020, 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 (Petitioner), filed a petition for streamlined expedited release to amend Marilee Special Utility District's (Marilee SUD) water certificate of convenience and necessity (CCN) No. 10150 in Collin County, under Texas Water Code (TWC) § 13.2541(b) and 16 Texas Administrative Code (TAC) § 24.245(l). The Petitioner filed an amended application on April 27, 2021. The Petitioner supplemented the amended application on April 28, 2021.

On February 7, 2022, the administrative law judge (ALJ) filed Order No. 14, denying Staff (Staff) of the Public Utility Commission's (Commission) motion to amend procedural schedule. Staff files this second motion to amend procedural the schedule in response to the ALJs comments in Order No. 14.

**I. PROPOSED PROCEDURAL SCHEDULE**

In Order No. 14, the ALJ explained that the deadlines for the compensation phase specified in Order No. 12 run from January 14, 2022. On January 24, 2022, Petitioner filed a notice to the Commission that it and Marilee SUD were unable to select an agreed-upon appraiser, and consequently would be filing an independent appraisal report. Incorporating an effective date of January 14, 2022, for the Commission's order granting streamlined expedited release, and in the interest of clarity for all parties, including Staff's chosen appriaser, Staff proposes the following procedural schedule as this docket continues through its compensation phase:

<i>Because the Petitioner and CCN holder are unable to select an agreed-upon appraiser</i>	
Expedited release granted	January 14, 2022
Deadline for reports from Petitioner's appraiser and from the CCN holder's appraiser	March 25, 2022 (70 days after the expedited release is granted)
Deadline for Commission Staff's appraiser's report	April 25, 2022 <sup>1</sup> (100 days after the expedited release is granted)
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by Petitioner to CCN holder	Within 60 days after the Commission receives the final appraisal
Deadline for Petitioner to pay any compensation due to CCN holder	Within 90 days of the Commission's final order on compensation

**II. CONCLUSION**

Staff respectfully requests an order adopting the proposed procedural schedule.

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<sup>1</sup> The 100<sup>th</sup> day after January 14, 2022, is April 24<sup>th</sup>, 2022, a Sunday. Pursuant to 16 § TAC 22.4(a), the deadline is extended to the next day on which the Commission is open for business.

Date: February 14, 2022

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 on February 14, 2022 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Phillip Lehmann  
Phillip Lehmann