

Control Number: 50552



Item Number: 3

Addendum StartPage: 0

DOCKET NO. 50552

APPLICATION OF G. KELLY
BREWER FOR A CLASS D ANNUAL
RATE ADJUSTMENT

§
§
§

PUBLIC UTILITY COMMISSION
OF TEXAS

RECEIVED

2020 FEB 24 AM 10:51

PUBLIC UTILITY COMMISSION
FILING CLERK

**COMMISSION STAFF'S NOTICE OF ADDITIONAL MATERIALS
NEEDED TO PROCESS APPLICATION**

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and, in response to Order No. 1, files this Notice of Additional Materials Needed to Process Application. Staff recommends that the requirements provided herein are necessary to process G. Kelly Brewer's (Applicant) application. In support, Staff shows the following:

I. BACKGROUND

On February 14, 2020, Applicant filed an application for a Class D rate adjustment. Under Tex. Water Code Ann. (TWC) § 13.1872, a utility may request an annual increase of no more than 5% to its tariffed rates. A utility may adjust its rates under TWC § 13.1872 not more than once a year and not more than four times between rate proceedings described under TWC § 13.1871. The Applicant's current application requests approval to adjust its water monthly meter charge and monthly gallonage rate by 5%.

On February 21, 2020, the administrative law judge issued Order No. 1, which required Staff to notify Applicant of any additional information needed to process the application by February 24, 2020. Therefore, this pleading is timely filed.

II. ADDITIONAL INFORMATION NECESSARY FOR PROCESSING

As detailed in the attached memorandum of Leila Guerrero of the Commission's Rate Regulation Division, Staff has reviewed the application and requests that additional materials are necessary for processing.

III. CONCLUSION

For the reasons discussed above, Staff respectfully requests the entry of an order requiring Applicant to submit the additional information, as described in the attached memo, so that Staff may process the application.

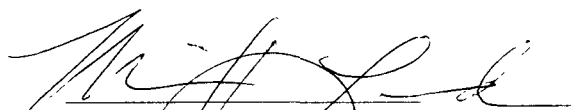
Dated: February 24, 2020

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Thomas S. Hunter
Division Director

Rachelle Nicolette Robles
Managing Attorney

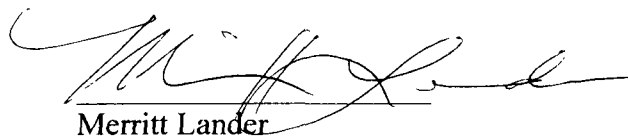


Merritt Lander
State Bar No. 24106183
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7290
(512) 936-7268 (facsimile)
Merritt.Lander@puc.texas.gov

DOCKET NO. 50552

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on February 24, 2020 in accordance with 16 TAC § 22.74.



Merritt Lander

Public Utility Commission of Texas

Memorandum

TO: Merritt Lander, Attorney
Legal Division

FROM: Leila Guerrero, Regulatory Accountant/Auditor
Rate Regulation Division

DATE: February 20, 2020

RE: **Docket No. 50552-Application of G. Kelly Brewer for a Class D Annual Rate Adjustment**

On February 14, 2020, G. Kelly Brewer (Applicant) filed an application for a Class D rate adjustment. Under Tex. Water Code Ann. (TWC) § 13.1872, a utility may request an annual increase of no more than 5% to its tariffed rates. A utility may adjust its rates under TWC § 13.1872 not more than once a year and not more than four times between rate proceedings described under TWC § 13.1871. The Applicant's current application requests approval to adjust its water monthly meter charge and monthly gallonage rate by 5%.

Based on a review of the information in the application, Staff recommends that the 10-day letter inform the Applicant as follows:

- a. The Applicant must file copy of the tariff (rate pages only) approved by the Public Utility Commission of Texas (Commission) or predecessor agency in Docket 50552;
- b. The Applicant must file in Docket 50552 the completed application form provided by the Commission with the following heading on top of each page: "Class D Water or Sewer Utility Request for Annual Rate Adjustment;"¹
- c. The Applicant must file in Docket 50552 the completed notice form provided by the Commission containing heading on top of each page: "NOTICE OF APPROVED UTILITY ANNUAL RATE ADJUSTMENT;"²
- d. The Applicant must follow the directions included with the application form;
- e. The Applicant's effective date will be at least 30 days from the date the customers receive notice, and the rate adjustment will apply to all service rendered after the effective date. The rate adjustment will be reflected on the bill that customers receive approximately 30 to 45 days after the effective date. The effective date should also be the first date of a billing period, which should correspond to the day of the month when meters are typically read. The new rates may not apply to service received before the effective date of the new rates; and

¹ Public Utility Commission of Texas Class "D" Utility Request for an Annual Rate Adjustment available on the Commission website at <http://www.puc.texas.gov/industry/water/Forms/Forms.aspx>.

² *Id.*

- f. The Applicant may not send notice to customers or raise rates until approval of the proposed notice is received from the Commission. The Commission will review the proposed rate and tariff. Once the rate adjustment is approved, official notice to customers must be provided 30 days prior to the effective date.