



Control Number: 50721



Item Number: 229

Peter M. Lake
Chairman

Will McAdams
Commissioner

Lori Cobos
Commissioner

Jimmy Glotfelty
Commissioner



Greg Abbott
Governor

Thomas J. Gleeson
Executive Director

2022/07/14 07:21:00

Public Utility Commission of Texas

TO: Chairman Peter M. Lake
Commissioner Will McAdams
Commissioner Lori Cobos
Commissioner Jimmy Glotfelty

All Parties of Record

FROM: Office of Policy and Docket Management

RE: **PUC Docket No. 50721**
SOAH Docket No. 473-21-0946.WS – *Application of Crystal Clear Water, Inc.
for Authority to Change Rates*

DATE: April 14, 2022

The Commission will consider a proposed order in this docket at a future open meeting. On April 11, 2022, Crystal Clear Water, Inc. requested corrections to the proposed order filed on April 1, 2022.

The requested corrections to add the word *revised* before the word *agreement* are appropriate and are made to findings of fact 40, 43–46, and 61 and ordering paragraphs 1, 2, 4, and 9.

The requested corrections to proposed finding of fact 16 are appropriate and are made as follows:

16. Crystal Clear's proposed consolidated rates for ~~consolidated rates for~~ Lakeline Acres, Glenshores, Airport, and Whispering Ridge promote water conservation.

The requested corrections to proposed finding of fact 28 are appropriate and are made as follows:

28. In Order No. 3 filed on August 3, 2021, the State Office of Administrative Hearings (SOAH) ALJ dismissed Mr. McCain, Ms. McCain, Mr. Hulme, Mr. Poe, and Ms. Anderson as parties and removed them from the service list.



The requested corrections to proposed finding of fact 49 are appropriate and are made as follows:

49. Crystal Clear is entitled to recover \$28,000.00 in rate-case expenses up to November 23, 2021. These rate-case expenses must be recovered through a surcharge to ratepayers over a period not to exceed ~~12~~ 15 months.

The requested corrections to proposed finding of fact 60 are not appropriate and are not made. Corrections to finding of fact 60 are made as follows:

60. The only parties to this proceeding are Crystal Clear, Commission Staff, ~~and OPUC, and the ratepayer intervenors who were not dismissed~~.

The requested corrections to proposed finding of fact 61 are appropriate and are made as follows:

61. ~~All parties~~ Representatives of each party signed the agreement.

The requested corrections to proposed ordering paragraph 2 are appropriate and are made as follows:

2. The Commission approves Crystal Clear's water rate tariff attached to the revised agreement filed on ~~September 2, 2021~~ March 7, 2021 as attachment B effective on the date this Order is signed.

The requested corrections to proposed ordering paragraph 4 are appropriate and are made as follows:

4. The Commission establishes that the rate base for Crystal Clear as of December 31, 2019 is \$155,855 and includes \$138,404 of net plant in service, as shown in attachment C to the agreement. ~~Crystal Clear must include this specific rate base as of December 31, 2019, in determining its rate base in its next filing for a rate increase under TWC § 13.1872(c)(2).~~

The requested corrections to proposed ordering paragraph 6 are not appropriate. However, the corrections requested for ordering paragraph 6 are appropriate for ordering paragraph 5. Corrections to ordering paragraph 5 are made as follows:

5. The Commission authorizes Crystal Clear to collect rate-case expenses in the amount of \$28,000.00 via a monthly surcharge to the customers over a period not to exceed ~~12~~ 15 months.

The requested correction to add a new finding of fact after finding of fact 38 is appropriate. A new finding of fact is added after finding of fact 38 as follows (and all subsequent findings of fact are renumbered):

XX. Crystal Clear, Commission Staff, and the intervenors renewed settlement negotiations and entered into a revised unanimous agreement, memorializing the agreed schedule of retail water-utility rates and other tariff amendments, as set forth in the tariff included as attachment B to the agreement. The revised agreement was filed with the Commission on March 7, 2021 with the parties' joint motion to admit evidence and remand to the Commission. However, appendices A and B from the September 3, 2021 tariff shall be included as appendices A and B of the tariff submitted on March 7, 2022.

The requested corrections to proposed finding of fact 1 are not appropriate, however, and are not made.