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SOAH DOCKET NO. 473-20-4071.WS

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RATEPAYERS APPEAL OF THE	§	BEFORE THE STATE OFFICE
DECISION BY WINDERMERE	§	
OAKS WATER SUPPLY	§	OF
CORPORATION TO CHANGE	§	
WATER AND SEWER RATES	§	ADMINISTRATIVE HEARINGS

**COMMISSION STAFF’S MOTION
TO ADOPT THE TESTIMONY OF SPENCER ENGLISH**

On April 27, 2020, Josephine Fuller, individually and on behalf of the ratepayers of the Windermere Oaks Water Supply Corporation (Petitioners or Ratepayers), filed a petition under Texas Water Code (TWC) § 13.043(b) appealing the decision by Windermere Oaks Water Supply Corporation (Windermere) to change its water and sewer rates. On May 5, 2021, the Staff of the Public Utility Commission of Texas (Staff) filed the direct testimony of Spencer English in accordance with the procedural schedule adopted in State Office of Administrative Hearings Order No. 7.

I. MOTION TO ADOPT TESTIMONY

Spencer English is no longer employed by the Commission. Therefore, Staff moves for leave to allow Mark Filarowicz to adopt Mr. English’s testimony. Mr. Filarowicz is a colleague of Mr. English and has personal knowledge of the substance of Mr. English’s testimony. No party would be prejudiced by allowing Mr. Filarowicz to adopt Mr. English’s testimony because the parties have had a full opportunity to conduct discovery regarding the substance of the testimony.

II. CONCLUSION

Staff respectfully requests the issuance of an order consistent with the foregoing motion.

Dated: June 18, 2021

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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/s/ Merritt Lander
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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 June 18, 2021 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Merritt Lander
Merritt Lander