

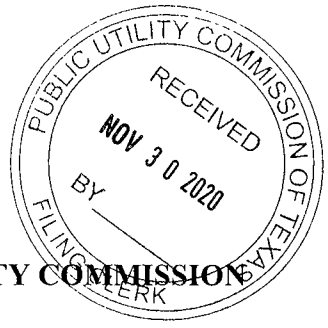


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DOCKET NO. 51163

PETITION OF OLEX (UNITED STATES), INC., FKA OLEX CORPORATION NV TO AMEND AQUA TEXAS, INC.'S CERTIFICATE OF CONVENIENCE AND NECESSITY IN DENTON COUNTY BY EXPEDITED RELEASE §
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PUBLIC UTILITY COMMISSION OF TEXAS

**ORDER NO. 5
 FINDING PETITION ADMINISTRATIVELY COMPLETE AND NOTICE SUFFICIENT, AND ESTABLISHING PROCEDURAL SCHEDULE**

This Order addresses the August 13, 2020, petition of Olex (United States), Inc. fka Olex Corporation NV to amend Aqua Texas, Inc.'s water certificate of convenience and necessity (CCN) in Denton County by streamlined expedited release, and the sufficiency of the petition and notice. Olex filed supplemental information on October 14 and November 13, 2020.

On November 23, 2020, Commission Staff filed its supplemental recommendation regarding the sufficiency of the petition and notice.

The administrative law judge (ALJ) finds the petition administratively complete and notice sufficient.

Under the provisions of 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, if streamlined expedited release is approved, the docket will continue for the purpose of determining the issue of compensation.


The following procedural schedule applies in this case:

Event	Date
Deadline for Aqua and intervenors to file a response to administratively complete petition	December 11, 2020
Deadline for Commission Staff's recommendation on final disposition	December 17, 2020
Deadline for petitioner to file a reply to both Aqua's response and Commission Staff's recommendation on final disposition	December 29, 2020

Sixty-day administrative approval of expedited release	January 25, 2021 ¹
<i>In the event expedited release is granted and the petitioner and Aqua can select an agreed-upon appraiser</i>	
Deadline for petitioner and Aqua to select an agreed-upon appraiser	Within 10 days after the Commission approves expedited release
Deadline for appraiser's report	Within 70 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by the petitioner to Aqua	Within 60 days after appraiser's report
Deadline for the petitioner to pay any compensation due to Aqua	Within 90 days of Commission's final order on compensation
<i>In the event expedited release is granted and petitioner and Aqua are unable to select an agreed-upon appraiser</i>	
Deadline for reports from the petitioner's appraiser and from Aqua's appraiser	Within 70 days after the Commission approves expedited release
Deadline for Commission Staff's appraiser's report	Within 100 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by the petitioner to Aqua	Within 60 days after Commission receives the final appraisal
Deadline for the petitioner to pay any compensation due to Aqua	Within 90 days of Commission's final order on compensation

Signed at Austin, Texas the 30th day of November 2020.

PUBLIC UTILITY COMMISSION OF TEXAS



**ISAAC TA
ADMINISTRATIVE LAW JUDGE**

¹ The 60-day administrative approval deadline is January 23, 2021. However, this date falls on a Saturday. Under 16 Texas Administrative Code 22.4(a), the deadline moves to the next day the Commission is open for business, Monday, January 25, 2021.