

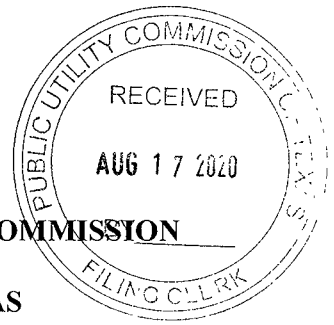


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DOCKET NO. 51166

**PETITION OF COLORADO RIVER
PROJECT, LLC TO AMEND SWWC
UTILITIES, INC. DBA HORNSBY
BEND UTILITY'S CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
TRAVIS COUNTY BY EXPEDITED
RELEASE**

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PUBLIC UTILITY COMMISSION

OF TEXAS

**ORDER NO. 1
REQUIRING COMMENTS ON ADMINISTRATIVE COMPLETENESS
AND NOTICE AND ESTABLISHING PROCEDURAL SCHEDULE**

I. Petition

This Order addresses the August 13, 2020, petition of Colorado River Project, LLC to amend SWWC Utilities, Inc. dba Hornsby Bend Utility certificates of convenience and necessity (CCNs) in Travis County by streamlined expedited release. Colorado River Project seeks the expedited release of any portion of the 2,122.27 acres owned by Colorado River Project that lies within the boundaries of SWWC Utilities' water CCN number 11978 and sewer CCN number 20650.

**II. Requiring Comments on Administrative
Completeness and Notice, and Authorizing Mountain Peak's Comments**

By September 14, 2020, Commission Staff must file comments regarding the administrative completeness of the petition and notice. Upon a preliminary review of the petition by the administrative law judge (ALJ), it appears that the 2,122.27 acres owned by Colorado River Project are comprised of multiple, non-contiguous tracts. As a part of its comments on administrative completeness, Commission Staff must clarify whether this is correct and, if so, identify the size of each separate tract and the amount of CCN acreage that lies within each separate tract.

Under Texas Water Code (TWC) § 13.2541 and 16 Texas Administrative Code (TAC) § 24.254(h), this proceeding is not a contested case and no opportunity for hearing is provided. However, under 16 TAC § 24.245(h)(6), SWWC Utilities may submit a response to the Commission. Accordingly, by September 21, 2020, SWWC Utilities may submit a response, in the form of an affidavit, to the petition.

III. Establishing Procedural Schedule

The following procedural schedule applies to this proceeding:

Commission Staff's comments on the administrative completeness of the petition and notice	September 14, 2020
Deadline for SWWC Utilities to submit a response to the petition	September 21, 2020

Additional deadlines will be established if the petition is deemed administratively complete.

IV. Filing Requirements

Unless otherwise specified, an original and ten copies of documents relating to this proceeding must be filed with the Commission's filing clerk in accordance with 16 TAC § 22.71. A copy of each document filed with the Commission must also be served on all parties as required by 16 TAC § 22.74. All filings can be accessed on the PUC Interchange webpage at, <https://interchange.puc.texas.gov>.

Service of pleadings is typically governed by 16 TAC § 22.74. However, the Commission has issued a Second Order Suspending Rules,¹ which has suspended the service requirements found in 16 TAC § 22.74. As long as the Second Order Suspending Rules remains in effect, all parties must file any pleading or document with the Commission solely through the Interchange on the Commission's website and provide notice, by email, to all other parties that the pleading or document has been filed with the Commission, unless otherwise ordered by the presiding officer. It will be incumbent upon all other parties to obtain a copy of the pleading or document by accessing the Interchange.

All parties will provide their current addresses, **e-mail addresses**, telephone and fax numbers, if available, to all other parties and the Commission by filing and serving all parties with such information. Each party must provide the Commission and all parties with updated address, **e-mail address**, telephone, and fax information, if such information changes. The **e-mail addresses**, telephone and fax numbers will be placed on the service list for this proceeding. Parties are responsible for updating their own service lists to reflect changed information and the addition of any other parties.

¹ *Issues Related to the State of Disaster for the Coronavirus Disease*, Docket No. 50664, Second Order Suspending Rules (July 16, 2020).

V. Ex Parte Communications

Ex parte communications with the ALJ are prohibited under 16 TAC § 22.3(b)(2). Parties should communicate with the ALJ only through written documents filed with the Commission's filing clerk and served on all parties.

Signed the 17th day of August 2020.

PUBLIC UTILITY COMMISSION OF TEXAS



HUNTER BURKHALTER
CHIEF ADMINISTRATIVE LAW JUDGE