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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SWWC UTILITIES, INC. DBA HORNSBY BEND UTILITY COMPANY, INC.'S OFFER OF PROOF

In the Interim Order on Appeal (Order), the Commissioners granted Colorado River Project's (CRP) Appeal of Order No. 10. On May 14, 2021, SWWC Utilities, Inc. d/b/a Hornsby Bend Utility Company, Inc.'s (HBUC) filed a Motion for Reconsideration of the Order (Motion) pursuant to 16 Texas Administrative Code (TAC) § 22.123(b). On May 19, 2021, the Commission via memorandum notified the parties that the Commissioners declined to add the Motion to its next open meeting agenda, thus denying the Motion. The effect of the Commission's Order, and its denial of the Motion, is that HBUC's appraisal is excluded from the evidentiary record. Pursuant to 16 TAC § 22.227, HBUC is entitled to make a written offer of proof on the excluded documentary evidence in the form of the confidential appraisal filed by HBUC pursuant to Tex. Water Code § 13.2541(i). HBUC hereby tenders Attachment A to this pleading as its written offer of proof and requests that the Commission issue a determination that Attachment A will be included in the record. Attachment A consists of the confidential appraisal filed by HBUC that was excluded as a result of the Commission's Order entered on May 13, 2021.

Respectfully submitted,

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ATTORNEYS FOR SWWC UTILITIES, INC. DBA HORNSBY BEND UTILITY COMPANY, INC.

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 via electronic mail on May 20, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ William A. Faulk, III
WILLIAM A. FAULK, III

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Attachment A is Confidential and being provided under seal.