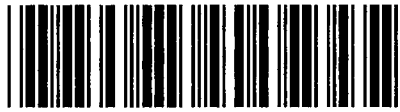




Control Number: 51400



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2021 APR -6 AM 10:44

OPEN MEETING COVER SHEET

PROPOSED ORDER MEMO

MEETING DATE: April 7, 2021

DATE DELIVERED: April 6, 2021

AGENDA ITEM NO.: 28

CAPTION: Docket No. 51400 – Petition of RCR Hempstead Rail, LP to Amend G&N Water Supply Company's Certificate of Convenience and Necessity in Waller County by Expedited Release

DESCRIPTION: Final Order

Distribution List:
Commissioners' Offices
Central Records (Open Meeting Notebook)
Robles, Rachelle
Journey, Stephen
Agenda
Burch, Chris
Benter, Tammy

Arthur C. D'Andrea
Chairman




Greg Abbott
Governor

Thomas J. Gleeson
Executive Director

Public Utility Commission of Texas

TO: Arthur C. D'Andrea, Chairman
All Parties of Record

FROM: Gregory R. Siemankowski 
Administrative Law Judge

RE: **Open Meeting of April 7, 2021**
Docket No. 51400 – *Petition of RCR Hempstead Rail, LP to Amend G&W Water Supply Company's Certification of Convenience and Necessity in Waller County by Expedited Release*

DATE: April 6, 2021

The Commission is scheduled to consider the Proposed Order in this docket at an open meeting currently scheduled to begin at 9:30 a.m. on Wednesday, April 7, 2021, at the Commission's offices, 1701 North Congress Avenue, Austin, Texas. On March 10, 2021, a proposed order was issued in this case. The accompanying memorandum stated that the parties had until March 25, 2021 to file corrections or exceptions. On March 25, 2021, Intervenor G&W Water Supply Company filed exceptions and proposed corrections to the order.

The ALJ has carefully studied and considered G&W's arguments and proposed findings of fact, conclusions of law, and ordering paragraphs. The ALJ rejects the intervenor's interpretation of the standards set forth for receiving service set forth in the *Crystal Clear*¹ decision, as well as Intervenor's jurisdictional argument, and declines to adopt any of the Intervenor's proposed language listed in its Intervenor Utility's Exceptions to Proposed Order.

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¹ See *Tex. Gen Land Office v Crystal Clear Water Supply Corp.* 449 S.W.3d 130, 140-141 (Tex.App – Austin 2014, pet. Denied).

