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Received - 2021-07-20 09:37:05 AM
Control Number - 51407
ItemNumber - 31

DOCKET NO. 51407

APPLICATION OF DOS AGUAS, LLC	§	PUBLIC UTILITY COMMISSION
FOR A WATER CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY IN	§	OF TEXAS
WALKER AND MONTGOMERY	§	
COUNTIES	§	

ORDER NO. 6
REQUIRING INFORMATION AND CLARIFICATION

This Order addresses the need for additional information and clarification regarding the application in the above-styled and numbered docket.

By July 30, 2021, Dos Aguas, LLC must make a filing with the following information:

1. An estimated completion date for the construction of the physical plant;
2. An estimated date service will begin for all phases of construction; and
3. Confirmation that the names of the developers who own the requested area are Deer Forest LLC and Republic Grand Ranch LLC as stated in the application.¹

By August 6, 2021, Commission Staff must file comments addressing the following issues:

1. Finding of fact number two of the proposed notice of approval states, “Dos Aguas owns a non-public proposed water system registered with the Texas Commission on Environmental Quality (TCEQ) under identification number 1700917.”² The term “non-public proposed water system” does not appear as a defined term under the Commission’s or TCEQ’s rules. Commission Staff must clarify this term;
2. Does Dos Aguas have access to an adequate supply of water and possess adequate technical capability to provide continuous and adequate service to the requested area? Specifically, the TCEQ’s June 3, 2021 letter states that Dos Aguas does not have adequate plant capacity approved by the TCEQ for the number of connections proposed in the submitted distribution systems;³ and

¹ Application at 97 (Oct. 9, 2020).

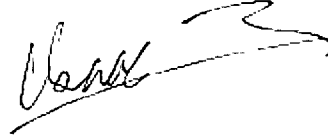
² See also Commission Staff’s Recommendation on Final Disposition at Memo, Section 3.4 (June 14, 2021).

³ TCEQ Approval Letter for Dos Aguas LLC (June 7, 2021).

3. Does the financial documentation submitted by Dos Aguas satisfy 16 Texas Administrative Code (TAC) § 24.11(e)(2) and (3)? Specifically, have Dos Aguas' affiliated interests: (1) satisfied the leverage and operations tests; (2) demonstrated that they are capable, available, and willing to cover temporary cash shortages; and (3) provided a written guarantee of coverage of temporary cash shortages?⁴

Signed at Austin, Texas the 20th day of July 2021.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read 'Isaac TA', written over a horizontal line.

**ISAAC TA
ADMINISTRATIVE LAW JUDGE**

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⁴ 16 TAC § 24.11(e)(2)(E) and (e)(3).