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Received - 2021-08-05 02:14:02 PM
Control Number - 51407
ItemNumber - 34

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	§	

**COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION
TO DOS AGUAS, LLC
QUESTION NOS. STAFF 3-1 THROUGH 3-1**

Pursuant to 16 Texas Administrative Code (TAC) § 22.144 of the Commission's Procedural Rules, the Staff of the Public Utility Commission of Texas (Staff) requests that Dos Aguas, LLC, by and through its representative of record, provide the following information and answer the following question(s) under oath. The question(s) shall be answered in sufficient detail to fully present all of the relevant facts, within the time limit provided by the Presiding Officer or within 20 days, if the Presiding Officer has not provided a time limit. Please copy the question immediately above the answer to each question. These question(s) are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.

Provide responses to the Requests for Information by filing 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 pursuant to the Order Suspending Rules in Project No. 50664.

Dated: August 5, 2021

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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Division Director

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/s/Courtney Dean
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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 on August 5, 2021 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/Courtney Dean
Courtney N. Dean

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**COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION
TO DOS AGUAS, LLC
QUESTION NOS. STAFF 3-1 THROUGH 3-1**

DEFINITIONS

- 1) "Dos Aguas," the "Company," or "you" refers to Dos Aguas, LLC and any person acting or purporting to act on their behalf, including without limitation, attorneys, agents, advisors, investigators, representatives, employees or other persons.

- 2) "Document" includes any written, recorded, or graphic matter, however produced or reproduced, including but not limited to correspondence, telegrams, contracts, agreements, notes in any form, memoranda, diaries, voice recording tapes, microfilms, pictures, computer media, work papers, calendars, minutes of meetings or other writings or graphic matter, including copies containing marginal notes or variations of any of the foregoing, now or previously in your possession. In the event any documents requested by this Request for Information have been transferred beyond the Company's control, describe the circumstances under which the document was destroyed or transferred and provide an exact citation to the subject document. In the event that documents containing the exact information do not exist, but documents do exist which contain portions of the required information or which contain substantially similar information, then the definition of "documents" shall include the documents which do exist and these documents will be provided.

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**COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION
TO DOS AGUAS, LLC
QUESTION NOS. STAFF 3-1 THROUGH 3-1**

INSTRUCTIONS

- 1) Pursuant to 16 TAC § 22.144(c)(2), Staff requests that answers to the requests for information be made under oath.
- 2) Please copy the question immediately above the answer to each question. State the name of the witness in this cause who will sponsor the answer to the question and can vouch for the truth of the answer.
- 3) These questions are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer.
- 4) Words used in the plural shall also be taken to mean and include the singular. Words used in the singular shall also be taken to mean and include the plural.
- 5) The present tense shall be construed to include the past tense, and the past tense shall be construed to include the present tense.
- 6) If any document is withheld under any claim of privilege, please furnish a list identifying each document for which a privilege is claimed, together with the following information: date, sender, recipients or copies, subject matter of the document, and the basis upon which such privilege is claimed.
- 7) Pursuant to 16 TAC § 22.144(h)(4), if the response to any request is voluminous, please provide a detailed index of the voluminous material.
- 8) Staff requests that each item of information be made available as it is completed, rather than upon completion of all information requested.

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**COMMISSION STAFF'S THIRD REQUEST FOR INFORMATION
TO DOS AGUAS, LLC
QUESTION NOS. STAFF 3-1 THROUGH 3-1**

- Staff 3-1** On June 3, 2021, the Texas Commission on Environmental Quality (TCEQ) sent Dos Aguas a letter conditionally approving construction of two wells and treatment plants, provided that Dos Aguas increase its water treatment plant capacity before the lots in the requested area are fully developed. In its application, Dos Aguas stated that it has secured the funding necessary to build a third well and treatment plant if necessary.
- a) Please identify the number of connections that can be continuously and adequately served by Dos Aguas' first two water treatment plants. Please provide any supporting documentation available to support this number.
 - b) Dos Aguas' requested area includes two subdivisions in the early stages of development. Please identify any known timelines related to the buildout of the two subdivisions, including any "benchmark" or "phase completion" dates and the number of lots expected to be completed by each "benchmark" or "phase completion" date.
 - c) Please detail Dos Aguas' plans to build a third well and/or water treatment plant facility, as described in the June 3, 2021 letter from TCEQ. In your response, please address:
 - 1. Whether plans for the third facility have been submitted to TCEQ;
 - 2. If plans have not yet been submitted to TCEQ, by what date does Dos Aguas intend to submit plans for the third facility to TCEQ; and
 - 3. If available, an estimate for when construction on the third facility is expected to be complete and when the third facility is expected to be operational.
 - d) Please identify by which date, if any, the number of completed connections is expected to outpace Dos Aguas' water supply and treatment plant capacity, as well as any plans Dos Aguas has to ensure the sufficiency of the water supply.