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DOCKET NO. 51492

PETITION OF DENTON 114 LP TO	§	PUBLIC UTILITY COMMISSION
AMEND AQUA TEXAS, INC.'S	§	
CERTIFICATE OF CONVENIENCE	§	OF TEXAS
AND NECESSITY IN DENTON	§	
COUNTY BY EXPEDITED RELEASE	§	

ORDER NO. 1
REQUIRING COMMENTS ON ADMINISTRATIVE
COMPLETENESS, NOTICE, AND OTHER MATTERS; AND ESTABLISHING
PROCEDURAL SCHEDULE

This Order addresses the November 6, 2020, petition of Denton 114 LP to amend Aqua Texas, Inc.'s water certificate of convenience and necessity (CCN) in Denton County by streamlined expedited release. Denton 114 seeks the expedited release of its 90.546-acre tract that lies within the boundaries of Aqua's water CCN number 13201.

I.   Requiring Comments on Administrative Completeness, Notice, and Other Matters

By December 7, 2020, Commission Staff must file comments regarding the administrative completeness of the petition and notice.

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), Aqua may submit a response to the Commission. Accordingly, by December 14, 2020, Aqua may submit a response, in the form of an affidavit, to the petition, and may provide briefing responsive to the legal issue identified above.

II.   Establishing Procedural Schedule

The following procedural schedule applies to this proceeding:

Commission Staff's comments on the administrative completeness of the petition, notice, and legal issues	December 7, 2020
Deadline for response from Aqua	December 14, 2020

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

III. 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.

IV. 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.

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

Signed the 9th day of November 2020.

PUBLIC UTILITY COMMISSION OF TEXAS

HUNTER BURKHALTER
CHIEF ADMINISTRATIVE LAW JUDGE

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