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DOCKET NO. 51933

PETITION OF MONTGOMERY	§	
ESTATES, LLC TO AMEND C C	§	
WATER WORKS, INC.'S WATER	§	
CERTIFICATE OF CONVENIENCE	§	PUBLIC UTILITY COMMISSION
AND NECESSITY NO. 13038 IN	§	
CHAMBERS COUNTY BY	§	OF TEXAS
STREAMLINED EXPEDITED	§	
RELEASE UNDER TEXAS WATER	§	
CODE § 13.2541 AND 16	§	
TAC § 24.245(h)	§	

MONTGOMERY ESTATES, LLC'S NOTICE REGARDING APPRAISER

COMES NOW, Montgomery Estates, LLC (Montgomery Estates), by and through its undersigned attorneys of record, and hereby files this Notice Regarding Appraiser (Notice). In support thereof, Montgomery Estates would respectfully show as follows:

I. BACKGROUND

On March 24, 2021, Montgomery Estates filed its Petition to Amend CC Water Works Inc.'s (CC Water Works) water Certificate of Convenience and Necessity (CCN) in Chambers County, Texas by Streamlined Expedited Release Under Texas Water Code (TWC) § 13.2541 and 16 Texas Administrative Code (TAC) § 24.245(h) (the Petition) at the Public Utility Commission of Texas (the Commission). Administrative Law Judge (ALJ) Siemankowski issued Order No. 4 on June 29, 2021, establishing a deadline of 10 days after the Commission approves the Petition for Montgomery Estates and CC Water Works to make a filing stating they have or have been unable to select an agreed upon appraiser. The Commission issued a final Order on November 2, 2021, granting the streamlined expedited release. Therefore, this Notice is timely filed.

II. PARTIES ARE UNABLE TO AGREE UPON AN APPRAISER

On November 2, 2021, the undersigned attorneys for Montgomery Estates reached out to Mr. Peter Gregg, attorney for CC Water Works, regarding the compensation issues in this Docket

No. 51933. Counsel for Montgomery Estates and CC Water Works have been in communication since and have determined that the Parties are unable to come to an agreement on selecting an appraiser. Therefore, Montgomery Estates will file its own appraiser's report unless it is able to come to an agreement with CC Water Works regarding compensation.

III. AFFIRMATION OF COSTS

Montgomery Estates affirms that it will pay half of the costs of the Commission Staff's appraiser's report in accordance with TWC §13.2541(i).


III. CONCLUSION AND PRAYER

For these reasons, Montgomery Estates, respectfully requests that the presiding ALJ allow Montgomery Estates to proceed with filing its own appraiser's report without further coordination with CC Water Works; and grant all other and further relief to which it may be entitled.

Respectfully submitted,

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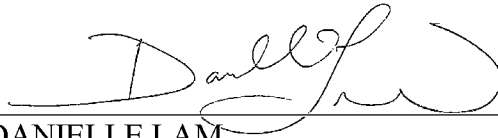


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**ATTORNEYS FOR MONTGOMERY
ESTATES, LLC**

CERTIFICATE OF CONFERENCE

The undersigned counsel certifies that she has conferred with counsel for CC Water Works and that such counsel agreed that to file this statement that Montgomery Estates and CC Water Works have not selected an agreed upon appraiser and that each would submit its own appraiser's report, if necessary.



DANIELLE LAM

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was transmitted by electronic mail on this 12th day of November, 2021 to the parties of record, in accordance with the Order Suspending Rules, issued in Project No. 50664.



DANIELLE LAM