

DOCKET NO. 51965

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**APPLICATION OF RADIANCE WATER §
SUPPLY CORPORATION FOR §
AUTHORITY TO CHANGE RATES §**

**PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS**

**ORDER NO. 4
GRANTING WITHDRAWAL, DISMISSING
APPLICATION, AND CLOSING DOCKET**

This Order addresses the April 1, 2021 application of Radiance Water Supply Corporation for authority to change water rates under Texas Water Code (TWC) §§ 13.1871 and 13.18715. Radiance WSC holds water certificate of convenience and necessity number 12413.

On May 3, 2021, Commission Staff filed a motion to dismiss under 16 Texas Administrative Code (TAC) § 22.181(d)(8) for failure to state a claim for which relief can be granted. Commission Staff asserts that Radiance WSC is not required to file an application under TWC §§ 13.1871 or 13.18715 in order to change its rates. On May 27, 2021, Radiance WSC filed a letter stating that the application was filed in error and corroborating dismissal of Docket No. 51965. The administrative law judge (ALJ) interprets the May 27, 2021 filing as a request by Radiance WSC to withdraw its application.

Under 16 Texas Administrative Code (TAC) § 22.181(g)(1), the party that initiated the proceeding may agree to withdraw its application with or without prejudice.

The ALJ grants Radiance WSC's request to withdraw, dismisses the application without prejudice under 16 TAC § 22.181(g)(5), and closes this docket.

Signed at Austin, Texas the 28th day of May 2021.

PUBLIC UTILITY COMMISSION OF TEXAS



**CHRISTINA DENMARK
ADMINISTRATIVE LAW JUDGE**