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Received - 2022-03-25 04:00:08 PM

Control Number - 51973

ItemNumber - 56

DOCKET NO. 51973

Petition of Rodney Earl Mohnke, et al to Amend * Before the Public Utility Commission
Water Certificate of Convenience and * of the State of Texas
Necessity of HMW Special Utility District *
By Expedited Release *

Correction

On March 21, 2022, the Respondent filed its Response to Motion to Compel. References therein were made to the 250th District Court of Travis County. The correct district court reference is to the 200th District Court of Travis County, under Cause No. D-1-GN-21-006959.

Respectfully submitted,

Law Offices of Patrick F. Timmons, Jr., P.C.

/s/

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Certificate of Service

I hereby certify that a true copy of the foregoing Request for Information was served on the addressees shown above and the Texas PUC staff on this 25th day of March, 2022, as provided by 16 TAC Section 22.74.

/s/

Patrick F. Timmons, Jr.

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Necessity of HMW Special Utility District *
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Request for Clarification and Objection/Motion to Strike

Comes now the HMW Special Utility District of Harris and Montgomery Counties(“HMW”), filing its Request for Clarification and Objection/Motion to Strike the determination of compensation in the order of the Administrative Law Judge(“ALJ”) dated March 18, 2022, as a final order of the Commission.

I.

The ALJ issued an order determining compensation on March 18, 2022. Its language was silent on whether it purports to be a final order of the Commission, which it is not, but may purport to be a “separate order” referenced under the prior order for decertification, which was signed by the commissioners.

HMW requests clarification of the intent of the ALJ on this point, along with the date, if any, of the Commission’s consideration of the ALJ’s findings.

II.

HMW adopts by reference the points set forth in its Response to Motion to Compel regarding the finality of PUC orders. In addition, HMW asserts that the ALJ’s findings in the order for compensation do not constitute a final order of the Commission, even if one assumes that the Commission approved the process of permitting a separate order in the order for decertification. The Commission’s own rules so provide. See Commission Rules 24.245(j) and 22.262 and 22.263.

Wherefore, premises considered, Respondent prays that the ALJ clarify its order as requested, that all parties be advised of the date of Consideration by the Commission of the ALJ’s

findings on compensation, and for other and further relief as appropriate.

Respectfully submitted,

Law Offices of Patrick F. Timmons, Jr., P.C.

/s/

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