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TARIFF CONTROL NO. 52032

APPLICATION OF INLINE UTILITIES,	§	PUBLIC UTILITY COMMISSION
LLC FOR A PASS THROUGH RATE	§	
CHANGE	§	OF TEXAS

ORDER NO. 14
REQUIRING CLARIFICATION AND RECOMMENDATIONS

On April 15, 2021, Inline Development Inc. filed an application for approval of a pass-through rate change for water use charged by the North Harris County Regional Water Authority. Inline Development included a copy of notice it states it sent to all affected customers and a copy of a water utility tariff for the utility, Inline Development.

In Order No. 2 filed on May 17, 2021, the administrative law judge (ALJ) found the application insufficient.

On May 25, 2021, Inline Development supplemented its application, which included, among other things, a supplemental notice.

On July 19, 2021, Commission Staff filed a motion to abate this proceeding because Inline Development Inc. is now defunct and the active utility is Inline Utilities, LLC. Inline needed time to file a sale, transfer, and merger application and for it to be processed in order to ensure the correct legal entity name is used on tariffs.

On July 22, 2021, the ALJ abated the proceeding.

On August 20, 2021, Inline and Commission Staff filed a motion to set interim rates, which was approved September 17, 2021. The ALJ required Inline to provide notice to its customers for the interim rates.

On October 28, 2021, Inline filed the affidavit of Danisha Kozackiewicz, office manager for Inline, attesting that notice of the interim rates was mailed to customers served by the affected public water system during the regular September 2021 billings.

Commission Staff recommended that the notice on the interim rates was sufficient and, on November 1, 2021, the ALJ found the notice of interim rates sufficient.

The case then remained abated until April 11, 2024.

I. Notice

On May 25, 2021, Inline filed a copy of its supplemental notice of the pass through rate increase.

The ALJ is unable to locate in the record an affidavit of notice or other evidence indicating that notice was provided prior to the beginning of the billing period in which the revision to the approved pass-through provision took effect under 16 Texas Administrative Code § 24.25(b)(2)(F).

By May 24, 2024, Inline must file a response to this Order and clarify whether notice was provided to all customers prior to the beginning of the billing period in which the revision to the approved pass-through provision took effect.

By May 31, 2024, Commission Staff must file a recommendation on notice.

II. Effective Date

According to the notice included with Inline's supplement to the application filed on May 25, 2021, Inline proposed an effective date of April 1, 2021.

In light of the interim rates, the ALJ requires clarification as to whether this remains as the effective date.

By May 31, 2024, Commission Staff must file a recommendation regarding the effective date.

III. Recommendation on Administrative Completeness

On April 26, 2024, Commission Staff filed a final recommendation; however, Commission Staff never filed a recommendation on the administrative completeness and notice.

By May 31, 2024, Commission Staff must file a recommendation on the administrative completeness and notice.

Concurrent with their filings, the parties must move to admit the same.

Signed at Austin, Texas on the 15th day of May 2024.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read "Christina Denmark", written over a horizontal line.

CHRISTINA DENMARK
ADMINISTRATIVE LAW JUDGE

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