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DOCKET NO. 52370

APPLICATION OF EAST HOUSTON UTILITIES INC. FOR AUTHORITY TO CHANGE RATES § **PUBLIC UTILITY COMMISSION**
§
§ **OF TEXAS**

**ORDER NO. 10
REQUIRING CLARIFICATION**

This Order addresses the need for clarification regarding the tariff to be approved in this proceeding.

On June 16, 2023, Commission Staff filed an unopposed motion to set interim rates and motion for abatement. Attached to Commission Staff's motion was an interim water tariff for East Houston Utilities Inc. which included the following proposed interim rates:

Meter Size	Minimum Monthly Charge (Includes 5,000 gallons all meters)
5/8" or 3/4"	\$55.95
Gallonge Charge	
5/8" or 3/4"	\$1.79 per 1,000 gallons over 3,000

In State Office of Administrative Hearings (SOAH) Order No. 7 filed on June 19, 2023, the SOAH administrative law judge (ALJ) adopted the proposed interim rates attached to Commission Staff's June 16, 2023 motion.

On August 29, 2023, Commission Staff filed a copy of a memorandum to Central Records, which included a clean copy of the approved interim water tariff. However, the interim tariff included the following rates:

Meter Size	Minimum Monthly Charge (Includes 3,000 gallons all meters)
5/8" or 3/4"	\$55.95

Gallonge Charge	
5/8" or 3/4"	\$1.79 per 1,000 gallons over 3,000

On May 20, 2024, the parties filed an agreement, which included a final proposed tariff, attached as exhibit A to the agreement. The final proposed tariff's rates are identical to the rates in the interim water tariff filed on August 29, 2023.

It appears to the ALJ that there may be a discrepancy between the interim rates that were proposed and that were approved. Specifically, it appears that the parties intended for the interim minimum monthly charge to include 3,000 gallons, but the interim minimum monthly charge that was actually approved included 5,000 gallons. Accordingly, by September 20, 2024, the parties must clarify the interim rates that were approved by the SOAH ALJ, the rates that East Houston Utilities has been charging on an interim basis, and whether the proposed final rates are identical to the rates charged by East Houston Utilities on an interim basis.

Signed at Austin, Texas on the 6th day of September 2024.

PUBLIC UTILITY COMMISSION OF TEXAS



**ISAAC TA
ADMINISTRATIVE LAW JUDGE**