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DOCKET NO. 52384

APPLICATION OF SAMUEL SLEDGE	§	PUBLIC UTILITY COMMISSION
TO CANCEL AN EXEMPT UTILITY	§	
REGISTRATION AND SHARON	§	OF TEXAS
PEACH TO OBTAIN AN EXEMPT	§	
UTILITY REGISTRATION	§	

**COMMISSION STAFF’S SUPPLEMENTAL RECOMMENDATION ON
ADMINISTRATIVE COMPLETENESS AND NOTICE AND PROPOSED
PROCEDURAL SCHEDULE**

On August 2, 2021, Sharon Peach (Ms. Peach) and Samuel Sledge (Mr. Sledge) (collectively, Applicants), as Executrix of the Estate of Verna B. Sledge, filed an application to cancel an exempt utility registration number N0078 and request a new exempt utility registration for Ms. Peach.

On September 1, 2021, the administrative law judge (ALJ) filed Order No. 2, establishing a deadline of November 1, 2021 for the Staff of the Public Utility Commission of Texas (Staff) to file supplemental comments on the administrative completeness of the application and proposed notice and to propose a procedural schedule for the further processing of this docket. Therefore, this pleading is timely filed.

I. ADMINISTRATIVE COMPLETENESS

Staff has reviewed the application and as detailed in the attached memorandum from Patricia Garcia, Infrastructure Division, recommends that the application is incomplete from a mapping perspective. Staff further recommends that Applicants be ordered to cure the deficiencies identified in Ms. Garcia’s memorandum by December 1, 2021 and that Staff be given a deadline of January 5, 2021 to file a second supplemental recommendation on the administrative completeness of the application.

II. PROCEDURAL SCHEDULE

In accordance with Staff’s deficiency recommendation, Staff does not propose a procedural schedule for further processing of the docket at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation that the application be found administratively complete.

III. CONCLUSION

For the reasons detailed above, Staff recommends that the application be found administratively incomplete, and that Applicants be ordered to file supplemental information to cure the deficiencies in the application by December 1, 2021. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: November 1, 2021

Respectfully submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Rachelle Nicolette Robles
Division Director

/s/ Mildred Anaele
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CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on November 1, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Mildred Anaele
Mildred Anaele

Public Utility Commission of Texas

Memorandum

TO: Mildred Anaele, Attorney
Legal Division

FROM: Patricia Garcia, Senior Engineering Specialist
Infrastructure Division

DATE: November 1, 2021

RE: Docket No. 52384 – *Application of Samuel Sledge to Cancel an Exempt Utility Registration and Sharon Peach to Obtain an Exempt Utility Registration*

On August 2, 2021, Sharon Peach (Ms. Peach), Executrix of the Estate of Verna B. Sledge, and Samuel Sledge (Mr. Sledge) filed an application for cancellation of an exempt utility and a new registration for an exempt utility under 16 Texas Administrative Code (TAC) § 24.229(e) in Harris County. The exempt utility, 1118-1/2 SO Main Street Highlands (Highlands) registration N0078, originally served 14 connections. Eight of these customers have drilled private wells at their homes. The new registration number will include six non-metered connections.

Under 16 TAC § 24.229(e), a utility is exempt from the requirement to possess a certificate of convenience and necessity (CCN) in order to provide retail water service if it has less than 15 potential service connections. Ms. Peach asserts there are six active non-metered water connections.

Based on the mapping review by Tracy Montes, Infrastructure Division, and my technical and managerial review of the information filed by Ms. Peach and Mr. Sledge, I recommend that the application be deemed administratively incomplete and not accepted for filing.

Mapping Content:

The mapping documentation submitted on August 3, 2021 is deficient. As indicated in the application, Ms. Peach is seeking a portion of the existing exempt utility belonging to Mr. Sledge (N0078). The general location and detailed maps must include a scalebar and must clearly identify the requested area they are seeking the exempt utility. The digital data provided must mirror the requested area shown on the maps.

Ms. Peach must submit the following items to resolve the mapping deficiencies:

- A general location map identifying only the requested area, in reference to the nearest county boundary, city, or town.
- A detailed map identifying only the requested area, in reference to verifiable man-made

and natural landmarks, such as roads, rivers, and railroads.

- Digital mapping data for the requested area, as a single polygon record, in shapefile (SHP) format, georeferenced in either NAD83 Texas Statewide Mapping System (Meters) or NAD83 Texas State Plane Coordinate System (US Feet).

Staff recommends Ms. Peach and Mr. Sledge obtain additional mapping guidance from the PUC's mapping staff, Ms. Tracy Montes by email at tracy.montes@puc.texas.gov to resolve the mapping deficiencies.

Staff will need at least 30 days to review the documentation, maps, and digital data provided by Ms. Peach and Mr. Sledge and draft a recommendation.