



## Filing Receipt

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**Control Number - 52440**

**ItemNumber - 29**

**DOCKET NO. 52440**

<b>APPLICATION OF CRYSTAL</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>SPRINGS WATER COMPANY, INC.</b>	<b>§</b>	
<b>TO AMEND ITS CERTIFICATES OF</b>	<b>§</b>	<b>OF TEXAS</b>
<b>CONVENIENCE AND NECESSITY IN</b>	<b>§</b>	
<b>MONTGOMERY COUNTY</b>	<b>§</b>	

**JOINT MOTION TO SEVER AND ABATE, REQUEST TO RESTYLE THE DOCKET,  
AND PROPOSED PROCEDURAL SCHEDULE**

On August 17, 2021, Crystal Springs Water Company, Inc. (Crystal Springs) filed an application to amend Certificates of Convenience and Necessity (CCN) in Montgomery County. Crystal Springs holds water CCN No. 11373 and sewer CCN No. 20906. The requested service area consists of 2,364 acres, zero existing connections, and 3,655 proposed connections.

On July 12, 2022, the administrative law judge (ALJ) filed Order No. 7, establishing a deadline of July 18, 2022 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) and Crystal Springs (collectively, the Parties) to file a supplemental status report or propose a procedural schedule for further processing. Therefore, this pleading is timely filed.

**I. MOTION TO SEVER AND ABATE**

The Parties have determined that it is necessary to sever the application into two dockets, one addressing the requested water CCN amendment, and the other addressing the requested sewer CCN amendment. Specifically, the substantive prerequisites to final approval are different for water CCN amendments and sewer CCN amendments, particularly regarding preliminary approvals that are needed from the Texas Commission on Environmental Quality (TCEQ). In this proceeding, while Crystal Springs has received the necessary TCEQ approvals to proceed on the requested water CCN amendment, Crystal Springs has not received the necessary TCEQ approvals to proceed on the requested sewer CCN amendment. As such, the Parties respectfully request that the ALJ sever the application into two dockets, with this docket proceeding on the requested water CCN amendment and the new docket opened to consider the requested sewer CCN amendment. Notably, a similar request like this has been approved by the Commission in Docket No. 50244.<sup>1</sup>

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<sup>1</sup> *Application of Quadvest LP to Amend a Water Certificate of Convenience and Necessity in Harris County*, Docket No. 50244, Order No. 8 Granting Motion to Sever, Restyling Docket, and Granting Extension and Amending Procedural Schedule (Nov. 3, 2020).

Further, due to the pending nature of the TCEQ approvals needed to proceed on the requested sewer CCN amendment, the Parties respectfully request that the new docket be abated until the necessary TCEQ approvals are received.

**II. REQUEST TO RESTYLE**

In accordance with the motion to sever the application into two dockets, the Parties respectfully requests that this docket be restyled as *Application of Crystal Springs Water Company, Inc. to Amend its Water Certificate of Convenience and Necessity in Montgomery County* and that the new docket be styled as *Application of Crystal Springs Water Company, Inc. to Amend its Sewer Certificate of Convenience and Necessity in Montgomery County*.

**III. PROPOSED PROCEDURAL SCHEDULE**

In accordance with the recommendation for this docket to proceed on the requested water CCN amendment, the Parties propose the following procedural schedule:

Event	Date
Deadline for Staff to file final map, certificate, and tariff (if applicable) to Crystal Springs for review and consent	August 4, 2022
Deadline for Crystal Springs to file signed consent form with the Commission	August 11, 2022
If no hearing is requested, deadline for Staff to file a final recommendation on the application (water CCN amendment only)	August 18, 2022
If no hearing is requested, deadline for parties to file joint proposed findings of fact, conclusions of law, and ordering paragraphs	September 1, 2022

**IV. CONCLUSION**

For the reasons detailed above, the Parties respectfully request the entry of an order consistent with above requests.

Dated: July 18, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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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 July 18, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Scott Miles  
Scott Miles