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DOCKET NO. 52453

APPLICATION OF SKYLINE DRIVE	§	PUBLIC UTILITY COMMISSION
LANDOWNERS ASSOCIATION	§	
WATER SYSTEM TO DECERTIFY A	§	OF TEXAS
PORTION OF ITS WATER	§	
CERTIFICATE OF CONVENIENCE	§	
AND NECESSITY IN JOHNSON	§	
COUNTY		

COMMISSION STAFF’S CORRECTIONS AND EXCEPTIONS TO THE PROPOSED ORDER

On July 19, 2022, the Office of Policy and Docket Management (OPDM) filed a Proposed Order and Memorandum requiring the Staff (Staff) of the Public Utility Commission of Texas (Commission) and Skyline Drive Landowners Association Water System (SDLA) to file any corrections or exceptions to the Proposed Order on or before July 29, 2022. Therefore, this pleading is timely filed.

I. CORRECTIONS AND EXCEPTIONS

Staff has reviewed the Proposed Order and respectfully proposes the following corrections and exceptions to the Proposed Order:

1. Revise Finding of Fact No. 3.
 3. ~~Ryan~~ Randy Chitwood is a member of Skyline Drive Landowners Association and holds an undivided 1/28 interest to the public water system, identification number 1260060.
2. Revise Finding of Fact No. 4.
 4. Randy Chitwood ~~does business as~~ operates SDLA in Johnson County, Texas.

As detailed in the joint status report, filed on April 1, 2022, SDLA used to have an assumed name certificate on file with Johnson County to do business as “Skyline Drive Landowners Association Water System” that has since lapsed and is no longer effective. While Mr. Chitwood is the system operator and authorized representative for SDLA, there is nothing in the record that Mr. Chitwood personally does business as SDLA.

3. Revise Conclusion of Law No. 7.

7. SDLA consented to decertification of the requested area in writing in accordance with TWC § 13.254(a), 16 TAC § 24.245(d)(1)(E), and 16 TAC § 24.245(d)(2).

Since SDLA specifically requested to decertify a portion of its CCN in this docket, Staff recommends that SDLA's application is a written request to amend its CCN by decertifying a portion of the service area under 16 TAC § 24.245(d)(2).

II. CONCLUSION

Staff respectfully recommends that the Proposed Order be revised in accordance with the corrections and exceptions proposed above.

Dated: July 29, 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 29, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Scott Miles
Scott Miles