



## **Filing Receipt**

**Filing Date - 2023-07-06 02:37:19 PM**

**Control Number - 52531**

**Item Number - 50**

**DOCKET NO. 52531**

<b>PETITION OF E REAL ESTATE, LLC</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>TO AMEND MARILEE SPECIAL</b>	<b>§</b>	
<b>UTILITY DISTRICT'S CERTIFICATE</b>	<b>§</b>	<b>OF TEXAS</b>
<b>OF CONVENIENCE AND NECESSITY</b>	<b>§</b>	
<b>IN COLLIN COUNTY BY EXPEDITED</b>	<b>§</b>	
<b>RELEASE</b>	<b>§</b>	

**ORDER NO. 19**  
**FINDING PETITION ADMINISTRATIVELY COMPLETE AND**  
**ESTABLISHING PROCEDURAL SCHEDULE**

This Order addresses the sufficiency of the petition, filed on September 8, 2021, of E Real Estate, LLC to amend Marilee Special Utility District's certificate of convenience and necessity (CCN) number 10150 in Collin County by streamlined expedited release. On October 8 and 22, November 4, and December 13, 2021; February 18, April 4, June 15, and December 19, 2022; and March 20 and May 22, 2023, the petitioner amended or supplemented the petition.

**I. Finding Application Administratively Complete**

On July 5, 2023, Commission Staff recommended that the petition, as amended and supplemented, be found administratively complete. The administrative law judge (ALJ) finds the petition administratively complete. The finding of administrative completeness does not address the merits of the petition.

**II. Establishing Procedural Schedule**

Under Texas Water Code (TWC) § 13.2541, the granting of streamlined expedited release initiates an appraisal process to determine the amount of monetary compensation that may be owed by the landowner to the certificate holder for the tract of land that was released. Therefore, an order granting approval for streamlined expedited release is interim in nature and, in the event the requested release is approved, the docket will continue for the purpose of determining the issue of compensation.

The following procedural schedule applies in this case:

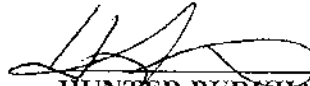
Event	Date
Deadline for the CCN holder to file a response, verified by a notarized affidavit, to the administratively complete petition	July 26, 2023
Deadline for petitioner to file a reply to CCN holder's response to the administratively complete petition	August 2, 2023
Deadline for Commission Staff's recommendation on final disposition	August 16, 2023
Sixty-day administrative approval of streamlined expedited release	September 5, 2023 <sup>1</sup>
<b><i>In the event streamlined expedited release is granted and the petitioner and the CCN holder can select an agreed-upon appraiser</i></b>	
Deadline for the petitioner and the CCN holder to make a filing stating that they have selected an agreed upon appraiser	Within 10 days after the Commission approves streamlined expedited release
Deadline for appraiser's report	Within 70 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by the petitioner to the CCN holder	Within 60 days after appraiser's report
Deadline for the petitioner to pay any compensation due to the CCN holder	Within 90 days of the Commission's final order on compensation
<b><i>In the event streamlined expedited release is granted and the petitioner and the CCN holder are unable to select an agreed-upon appraiser</i></b>	
Deadline for the petitioner and the CCN holder to make a filing stating that they have been unable to select an agreed upon appraiser	Within 10 days after the Commission approves streamlined expedited release
Deadline for reports from the petitioner's appraiser and the CCN holder's appraiser	Within 70 days after the Commission approves streamlined expedited release
Deadline for Commission Staff's appraiser's report	Within 100 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by the petitioner to the CCN holder	Within 60 days after Commission receives the final appraisal
Deadline for the petitioner to pay any compensation due to the CCN holder	Within 90 days of Commission's final order on compensation

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<sup>1</sup> The 60-day deadline for administrative approval falls on Monday, September 4, 2023, which is the Labor Day holiday. The deadline moves to the next day the Commission is open for business, Tuesday, September 5, 2023.

**Signed at Austin, Texas the 6th day of July 2023.**

**PUBLIC UTILITY COMMISSION OF TEXAS**



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**HUNTER BURKHALTER  
CHIEF ADMINISTRATIVE LAW JUDGE**