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JOINT PETITION OF BLACKLAND	§	PUBLIC UTILITY COMMISSION
WATER SUPPLY CORPORATION	§	
AND THE CITY OF ROCKWALL FOR	§	OF TEXAS
APPROVAL OF SERVICE-AREA	§	
CONTRACT UNDER TEXAS WATER	§	
CODE § 13.248 AND TO AMEND	§	
CERTIFICATE OF CONVENIENCE	§	
AND NECESSITY UNDER TEXAS	§	
WATER CODE § 13.245(a) IN	§	
ROCKWALL COUNTY	§	

COMMISSION STAFF’S REQUEST FOR CLARIFICATION

On September 10, 2021, Blackland Water Supply Corporation (Blackland WSC) and the City of Rockwall (Rockwall) (collectively, Petitioners) filed a petition for amendment of Blackland WSC’s retail water service area under water Certificate of Convenience and Necessity (CCN) No. 11305, pursuant to Texas Water Code (TWC) § 13.255(a); for approval of a service area agreement entered into between Blackland WSC and Rockwall under TWC § 13.248; and for decertification of a portion of Blackland WSC’s certificated service area under TWC § 13.254(a) based on agreements between Blackland WSC and developers. Petitioners also are requesting that the results of an accepted mediated settlement agreement from Texas Commission on Environmental Quality (TCEQ) Docket No. 2004-1736-UCR be accurately reflected in documentation and mapping related to Blackland WSC’s CCN No. 11305. Petitioners assert that Rockwall does not hold and does not want to hold a water or wastewater CCN. Petitioners filed supplemental information on October 10, 2021 and October 17, 2021.

On October 11, 2021, the Staff of the Public Utility Commission of Texas (Staff) filed comments regarding the administrative completeness of the petition and sufficiency of notice, and addressing potential issues specified by the administrative law judge (ALJ) and any other concerns Staff might have about the petition. In its October 11, 2021 filing, Staff also recommended that Petitioners be given a deadline of November 10, 2021 to file supplemental information to address specified deficiencies and that Staff be given a deadline of December 10, 2021 to file a supplemental recommendation on administrative completeness.

I. REQUEST FOR CLARIFICATION

Staff requests a clarification on the deadlines proposed in Commission Staff's Recommendation on Administrative Completeness and Proposed Notice and Addressing Other Procedural Matters (initial recommendation), which was filed on October 11, 2021. Staff recommended a deadline of December 10, 2021 to file a supplemental recommendation on administrative completeness, but an order has not been filed confirming the recommended deadline or addressing the other matters in Staff's initial recommendation. Staff respectfully requests that the ALJ provide guidance on whether Staff's recommended December 10, 2021 deadline should be followed or if the recommended deadline should be extended to a date following an order addressing the entirety of Staff's initial recommendation.

II. CONCLUSION

For the reasons stated above, Staff respectfully requests a clarification on its recommended December 10, 2021 deadline from Staff's initial recommendation.

Dated: December 1, 2021

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 December 1, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Jenna Keller
Jenna Keller