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Received - 2021-09-13 03:07:25 PM
Control Number - 52553
ItemNumber - 2

DOCKET NO. 52553

APPEAL OF BROCOSKEY &	§	PUBLIC UTILITY COMMISSION
SHONNAH MAXIE APPEALING THE	§	
COST OF OBTAINING SERVICE	§	OF TEXAS
FROM THE CONSOLIDATED WATER	§	
SUPPLY CORPORATION	§	

**ORDER NO. 1
REQUIRING RESPONSES AND
ADDRESSING OTHER PROCEDURAL MATTERS**

This Order addresses the September 10, 2021 petition of Brocoskey and Shonnah Maxie appealing the decision of the Consolidated Water Supply Corporation regarding the cost of obtaining water service. The appeal is filed under Texas Water Code (TWC) § 13.043(g) and 16 Texas Administrative Code (TAC) § 24.101(g).

I. Requiring Comments on the Administrative Completeness of Appeal

Commission Staff must file comments on the administrative completeness of the petition by October 11, 2021.¹

II. Requesting Procedural Schedule

By October 11, 2021, Brocoskey and Shonnah Maxie, the Consolidated WSC, and Commission Staff must confer and file comments on how this proceeding should be processed and propose a procedural schedule.

III. Certificate of Service Required

In all future filings, petitioner must include a certificate of service in compliance with 16 TAC § 22.74(e). Service of pleadings is typically governed by 16 TAC § 22.74. However, the Commission has issued a Second Order Suspending Rules,² which has suspended certain service requirements found in 16 TAC § 22.74. Accordingly, a filing party must provide

¹ Under 16 TAC § 24.8(a), Commission Staff must file comments within 30 days of the filing of the application. The 30th day is, however, October 10, 2021, a Sunday. Therefore, under 16 TAC § 22.4(a), the deadline is extended to the following Monday.

² *Issues Related to the State of Disaster for the Coronavirus Disease*, Docket No. 50664, Second Order Suspending Rules (July 16, 2020).

notice by e-mail of any pleading or document filed. It will be incumbent upon all other parties to obtain a copy of the pleading or document by accessing the Interchange.

IV. Filings

Unless otherwise specified, an original and ten copies of documents relating to this proceeding must be filed with the Commission's filing clerk in accordance with 16 Texas Administration Code (TAC) § 22.71. **In light of the Commission's Second Order entered in Docket No. 50664, this requirement will be considered satisfied if pleadings are filed with the Commission through the Interchange on the Commission's website as long as the Commission's Second Order is in effect.**³

Service of pleadings is typically governed by 16 TAC § 22.74. However, as long as the Commission's Second Order remains in effect, all parties must file any pleading or document with the Commission solely through the Interchange on the Commission's website and provide notice, by email, to all other parties that the pleading or document has been filed with the Commission, unless otherwise ordered by the presiding officer. It will be incumbent upon all other parties to obtain a copy of the pleading or document by accessing the Interchange at: <https://interchange.puc.texas.gov>.

All parties are required to provide their current addresses, **e-mail addresses**, telephone and fax numbers, if available, to all other parties and to the Commission by filing and serving all parties with such information. Each party must provide the Commission and all parties with updated address, **e-mail address**, telephone, and fax information if such information changes. The **e-mail addresses**, telephone and fax numbers will be included on the service list for the convenience of the parties. Parties are responsible for updating their own service lists to reflect changed information and the addition of any other parties.

V. Ex Parte Communications

Ex parte communications with the administrative law judge (ALJ) are prohibited under 16 TAC § 22.3(b)(2). Parties must communicate with the ALJ only through written documents filed with the Commission's filing clerk and served on all parties. Questions concerning this Order

³ *Id.*

or any other order must be submitted in writing, filed with the Commission, and served on all parties of record.

Signed at Austin, Texas the 13th day of September 2021.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read "Christina Denmark", written over a horizontal line.

**CHRISTINA DENMARK
ADMINISTRATIVE LAW JUDGE**