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DOCKET NO. 52693

PETITION OF ROSENDO L. GARCIA,	§	PUBLIC UTILITY COMMISSION
ISABEL R. GARCIA, AND NICHOLAS	§	
R. GARCIA TO AMEND AQUA	§	OF TEXAS
WATER SUPPLY CORPORATION'S	§	
SEWER CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY IN	§	
BASTROP AND TRAVIS COUNTIES	§	
BY STREAMLINED EXPEDITED	§	
RELEASE	§	

ORDER NO. 6

**RESTYLING PETITION; FINDING PETITION, AS AMENDED AND SUPPLEMENTED,
ADMINISTRATIVELY COMPLETE; AND ESTABLISHING PROCEDURAL SCHEDULE**

This Order addresses the sufficiency of the petition filed by Rosendo L. Garcia, Isabel R. Garcia, and Nicholas R. Garcia to amend Aqua Water Supply Corporation's sewer certificate of convenience and necessity (CCN) in Bastrop and Travis counties by streamlined expedited release. On March 31, 2022, the petitioners filed a supplement to the petition.

I. Restyling Petition

Commission Staff requested that the style of this proceeding be restyled to reflect that a portion of the tract of land at issue in this proceeding is located in Travis County. Therefore, the style of this proceeding is revised as reflected in this Order.

II. Finding Petition Administratively Complete

On May 4, 2022, Commission Staff filed a supplemental recommendation on administrative completeness and notice. The administrative law judge (ALJ) finds the petition, as amended and supplemented, administratively complete.

The ALJ already found notice to be sufficient in Order No. 2.

III. 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 certificate of convenience and necessity (CCN) holder to file a response, verified by a notarized affidavit, to the administratively complete petition	May 25, 2022
Deadline for Commission Staff's recommendation on final disposition	June 8, 2022
Deadline for petitioners to file a reply to Aqua WSC response and Staff's recommendation on final disposition	June 15, 2022
Sixty-day administrative approval of streamlined expedited release	July 5, 2022 ¹
<i>In the event streamlined expedited release is granted and the petitioner and the CCN holder can select an agreed-upon appraiser</i>	
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
<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>	
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

¹ The 60-day deadline ends on Monday, July 4, 2022, a federal holiday; therefore, under 16 Texas Administrative Code § 22.4(a), the deadline moves to the next day in which the Commission is open for business.

Signed at Austin, Texas the 5th day of May 2022.

PUBLIC UTILITY COMMISSION OF TEXAS



HUNTER BURKHALTER
CHIEF ADMINISTRATIVE LAW JUDGE