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DOCKET NO. 52696

PETITION OF FIRMITAS	§	BEFORE THE
INVESTMENTS, LLC TO AMEND	§	
GUADALUPE-BLANCO RIVER	§	
AUTHORITY CCN NO. 20892 IN	§	PUBLIC UTILITY COMMISSION
COMAL COUNTY BY STREAMLINED	§	
EXPEDITED RELEASE	§	OF TEXAS

FIRMITAS INVESTMENTS, LLC’S RESPONSE TO ORDER NO. 2

COMES NOW, Firmitas Investments, LLC (“Petitioner”) and submits this Response to Order No. 2, and in support thereof, would respectfully show the following:

I. BACKGROUND

On October 12, 2021, Petitioner Firmitas Investments, LLC filed a Petition to Amend Guadalupe Blanco River Authority’s (“GBRA”) sewer Certificate of Convenience and Necessity (“CCN”) No. 20892 by streamlined expedited release pursuant to Tex. Water Code Ann. (“TWC”) § 13.2541 and Title 16 Tex. Admin. Code (“TAC”) § 24.245(h). On November 12, 2021, Staff of the Public Utility Commission of Texas (“Commission Staff”) filed its recommendation on administrative completeness (“Recommendation”) alleging that the Petition was incomplete. The Commission Administrative Law Judge (“ALJ”) also issued Order No. 2 on November 12, 2021 finding the Petition incomplete and providing Petitioner an opportunity to cure deficiencies by December 3, 2021. Therefore, this pleading is timely filed.

II. RESPONSE TO DEFICIENCIES

Commission Staff’s November 12, 2021 Recommendation alleges that the General Location map included in the Petition includes too much information and should be revised to identify only the tract of land to be released and not include boundaries of existing CCNs. Accordingly, attached hereto as Exhibit A is the revised General Location map pursuant to 16 TAC § 24.245(k)(1)(A).

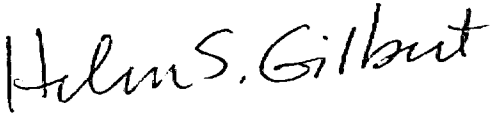
Additionally, it has come to light that numbers were inadvertently transposed in the body of the Petition,¹ including the Exhibit C affidavit,² which referenced the number of acres to be released as 100.617 instead of 100.167 as specified in the deed, Exhibit A-1 and A-2. The correct number of acres to be released is 100.167.

III. CONCLUSION

WHEREFORE, PREMISES CONSIDERED, Petitioner Firmitas Investments, LLC respectfully prays that the Commission declare the Petition to be administratively complete and release Petitioner's 100.167-acre tract from GBRA's CCN No. 20892 in Comal County and to all other such relief to which it is entitled.

Respectfully submitted,

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By: 

Helen S. Gilbert

**ATTORNEYS FOR FIRMITAS
INVESTMENTS, LLC**

¹ *Petition of Firmitas Investments, LLC's to Amend Guadalupe-Blanco River Authority's Certificate of Convenience and Necessity No. 20892 by Streamlined Expedited Release (Oct. 12, 2021) at 1.*

² *Id.* at Exhibit C.

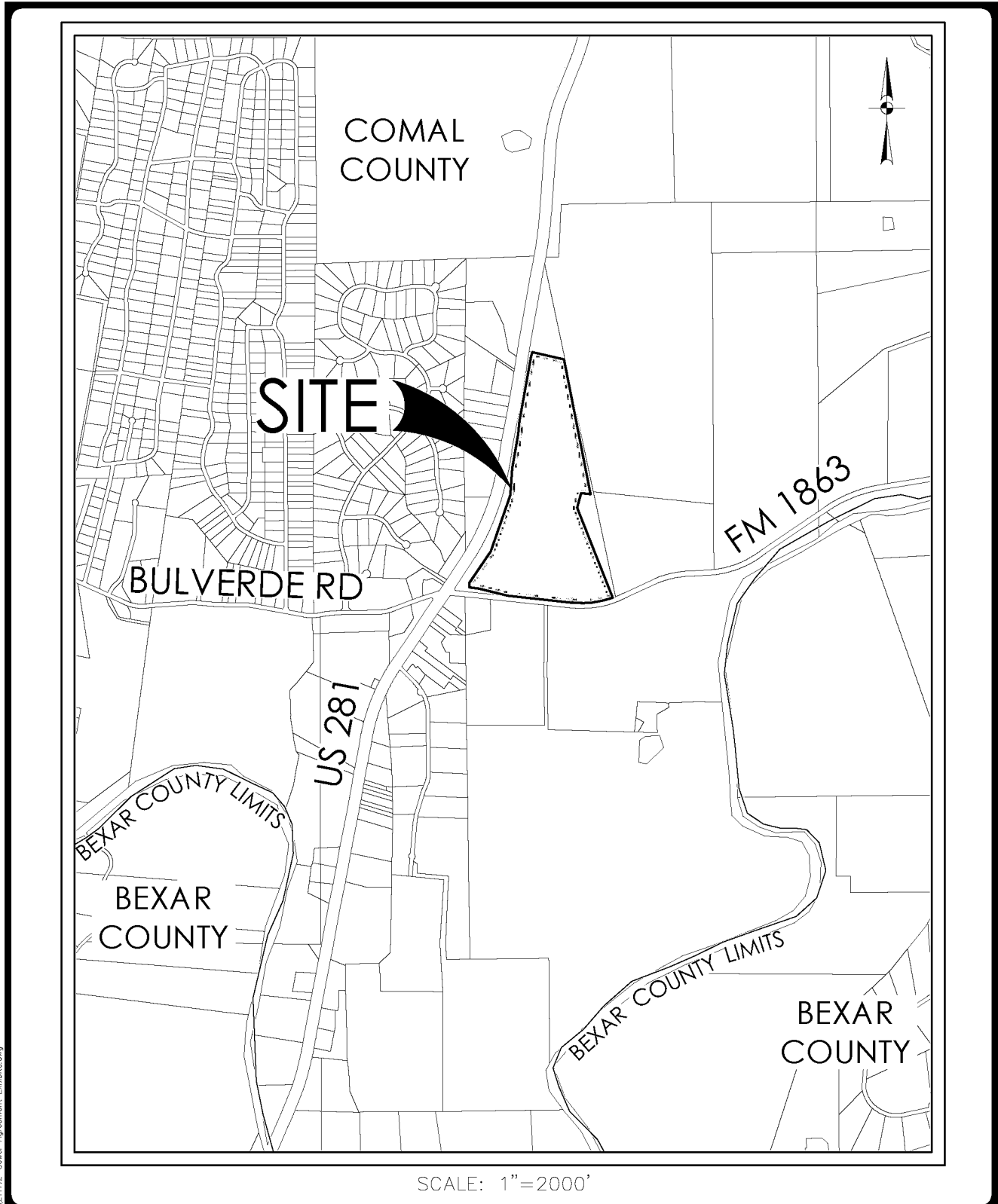
CERTIFICATE OF SERVICE

I hereby certify that I have or will serve a true and correct copy of the foregoing document via hand delivery, facsimile, electronic mail, overnight mail, U.S. mail, or Certified Mail Return Receipt Requested on all parties on the 23rd day of November 2021.

Helen S. Gilbert

Helen S. Gilbert

EXHIBIT A



Date: Nov 12, 2021, 2:13pm User: J. Vasquez
File: P:\8472\31\Design\Exhibits\211112-Sewer Agreement Exhibits.dwg

JOB NO. 8472-31
DATE NOVEMBER 2021
DESIGNER CEL
CHECKED SW DRAWN JV
SHEET A-3

FIRMITAS RANCH
BULVERDE, TEXAS
LOCATION MAP



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TEXAS BOARD OF PROFESSIONAL ENGINEERS, FIRM REGISTRATION # 470