



## Filing Receipt

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**TARIFF CONTROL NO. 52722**

**APPLICATION OF CSWR-TEXAS  
UTILITY OPERATING COMPANY,  
LLC FOR A PASS-THROUGH RATE  
CHANGE**

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**PUBLIC UTILITY COMMISSION  
  
OF TEXAS**

**ORDER NO. 2  
FINDING APPLICATION INSUFFICIENT**

This Order addresses the sufficiency of the October 15, 2021 application of CSWR-Texas Utility Operating Company, LLC for approval of a proposed pass-through rate change.

On November 15, 2021, Commission Staff filed its recommendation on the application.

The administrative law judge (ALJ) finds the application insufficient and directs the applicant to cure the deficiencies as described in the November 15, 2021 memorandum of Maxine Gilford, attached to Commission Staff’s recommendation. The ALJ notes that CSWR-Texas may be required to re-notice to customers depending on the responses to the deficiencies.

Further, the ALJ also requires clarification from the parties as to one issue. The application includes the revised tariff proposed by CSWR-Texas in the event the pass-through is approved. Page 7 of the proposed tariff shows the rates for the Copano Heights Unit 1 & 2 water system (the system affected by the pass-through). The tariff states that the “Gallonge Charge” would be \$7.35 per 1,000 gallons, which “includes” the pass-through charge. However, as the ALJ understands it, the entire pass-through charge is \$7.35 per 1,000 gallons. Do the rates charged by CSWR-Texas to recover its revenue requirement in Copano Heights Unit 1 and 2 include only a monthly minimum charge, but zero gallonage charges? Is the way CSWR-Texas’ proposed tariff addresses the proposed pass-through charge consistent with 16 Texas Administrative Code (TAC) § 24.25(b)(2)(E), which requires that “all charges approved for recovery of pass-through costs must be stated separately from all charges by the utility to recover the revenue requirement”?

The ALJ establishes the following procedural schedule for continued processing:

Event	Date
Deadline for CSWR-Texas to file supplemental information to cure the deficiencies identified by Commission Staff and address the issues raised by the ALJ	November 29, 2021
Deadline for Commission Staff to file a supplemental recommendation on the true-up report, pass through rate change, proposed notice, and issues raised by the ALJ	December 13, 2021

**Signed at Austin, Texas the 16th day of November 2021.**

**PUBLIC UTILITY COMMISSION OF TEXAS**

  
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**HUNTER BURKHALTER**  
**CHIEF ADMINISTRATIVE LAW JUDGE**