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DOCKET NO. 52739

PETITION OF SATER, LP TO AMEND	§	PUBLIC UTILITY COMMISSION
MARILEE SPECIAL UTILITY	§	
DISTRICT'S CERTIFICATE OF	§	OF TEXAS
CONVENIENCE AND NECESSITY IN	§	
COLLIN COUNTY BY EXPEDITED	§	
RELEASE	§	

ORDER NO. 11
FINDING SECOND AMENDED PETITION ADMINISTRATIVELY COMPLETE AND
ESTABLISHING PROCEDURAL SCHEDULE

This Order addresses the sufficiency of the second amended petition filed by Sater, LP to amend Marilee Special Utility District's certificates of convenience and necessity (CCN) in Collin County by streamlined expedited release.

I. Finding Petition Administratively Complete¹

On May 13, 2022, Commission Staff recommended that the second amended petition be found administratively complete. The administrative law judge (ALJ) finds the petition administratively complete and notice sufficient.

II. 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.

¹ The ALJ already found notice sufficient in Order No. 6 filed on January 10, 2022.

The following procedural schedule applies in this case:

Event	Date
Deadline for the CCN holder to file a response to the to the administratively complete petition	June 2, 2022
Deadline for petitioner to file a reply to CCN holder's response	June 9, 2022
Deadline for Commission Staff's recommendation on final disposition	June 23, 2022
Sixty-day administrative approval of streamlined expedited release	July 12, 2022
<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

Signed at Austin, Texas the 13th day of May 2022.

PUBLIC UTILITY COMMISSION OF TEXAS



HUNTER BURKHALTER
CHIEF ADMINISTRATIVE LAW JUDGE