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DOCKET NO. 53068

APPLICATION OF SIMPLY§PUBLIC UTILITY COMMISSIONAQUATICS INC. FOR A§CLASS D RATE ADJUSTMENT§OF TEXAS

COMMISSION STAFF'S SUPPLEMENTAL RECOMMENDATION ON ADMINISTRATIVE COMPLETENESS AND RECOMMENDATION ON FINAL DISPOSITION

On January 10, 2022, Simply Aquatics Inc. (Simply Aquatics) filed an application for a Class D rate adjustment under Texas Water Code (TWC) § 13.1872 and 16 Texas Administrative Code (TAC) § 24.49 under its Certificate of Convenience and Necessity (CCN) No. 13259.

On February 9, 2022, the administrative law judge (ALJ) filed Order No. 2, establishing a deadline of February 23, 2022, for Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation on the sufficiency of the application and a recommendation on final disposition if Staff recommends that the application be deemed administratively complete. Therefore, this pleading is timely filed.

I. RECOMMENDATION ON ADMINISTRATIVE COMPLETENESS

Staff has reviewed the application filed by Simply Aquatics and, as described in the attached memorandum by Maxine Gilford of the Rate Regulation Division, has determined that Simply Aquatics has not provided the required information in its application. Staff therefore recommends that the application be deemed insufficient for further processing at this time.

II. PROPOSED PROCEDURAL SCHEDULE

Staff recommends that the application remains administratively incomplete. Staff therefore recommends the following procedural schedule.

Deadline for Simply Aquatics to cure deficiencies	March 2, 2022
Deadline for Staff to review Simply Aquatics' supplemental filing and make a supplemental recommendation	March 16, 2022

III. CONCLUSION

For the reasons discussed above, Staff recommends that the application be found administratively incomplete. Staff further recommends that the procedural schedule proposed above be adopted for further processing of this docket.

Dated: February 23, 2022

Respectfully Submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Rachelle Nicolette Robles Division Director

Sneha Patel Managing Attorney

/s/ Bradley Reynolds Bradley Reynolds State Bar No. 24125839 1701 N. Congress Ave. P.O. Box 13326 Austin, Texas 78711-3326 (512) 936-7307 (512) 936-7268 (Fax) Brad.Reynolds@puc.texas.gov

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CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record on February 23, 2022 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Bradley Reynolds Bradley Reynolds

Memorandum

TO:	Brad Reynolds, Attorney Legal Division
FROM:	Maxine Gilford, Financial Analyst Rate Regulation Division
DATE:	February 23, 2022
RE:	Docket No. 53068 - Application of Simply Aquatics Inc. for a Class D Rate Adjustment

On January 10, 2022, Simply Aquatics Inc. (Applicant) filed an application for a Class D rate adjustment. Based upon my review of the information in the application, the following deficiencies are noted:

- 1) Page 1 of the application does not have the date filed, CCN Water No., and CCN Sewer No. information completed. Please complete the information and submit an amended application.
- 2) The application does not include a current tariff. Please submit the most recent tariff.
- 3) Page 3 of the El Pinon request shows tariff rates in both the gallonage charge box and the block gallonage charge box. Please clarify whether the Applicant charges gallonage charges or block gallonage charges and amend the application to include the necessary information.
- 4) Page 3 of the La Playa request shows tariff rates in both the gallonage charge box and the block gallonage charge box. Please clarify whether the Applicant charges gallonage charges or block gallonage charges and amend the application to include the necessary information.
- 5) Page 3 of the Timberlane request shows tariff rates in both the gallonage charge box and the block gallonage charge box. Please clarify whether the Applicant charges gallonage charges or block gallonage charges and amend the application to include the necessary information.
- 6) Page 3 of the Vista Verde request shows tariff rates in both the gallonage charge box and the block gallonage charge box. Please clarify whether the Applicant charges gallonage charges or block gallonage charges and amend the application to include the necessary information.
- 7) The proposed notice submitted with the application does not show the date the notice will be delivered or the effective date of the proposed increase. In addition, the billing comparison portion of the notice is not completed. Please submit completed proposed notices for all four systems.