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**APPLICATION OF LIQUID UTILITIES § PUBLIC UTILITY COMMISSION
LLC FOR A CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN § OF TEXAS
MONTGOMERY COUNTY §**

**ORDER NO. 11
REQUIRING CLARIFICATIONS AND RECOMMENDATION**

This Order addresses the January 19, 2023 recommendation on final disposition filed by Commission Staff and the February 24, 2023 joint motion to admit evidence and proposed notice of approval filed by Liquid Utilities LLC and Commission Staff. The administrative law judge (ALJ) requires the following clarifications:

I. Rate Study and Information to Support its Proposed Tariff

Under 16 Texas Administrative Code (TAC) § 24.25(b)(1)(B), a person applying for a certificate of convenience and necessity (CCN), must file a rate study supporting its proposed rates, provide all calculations supporting the proposed rates, provide all assumptions for any projections included in the rate study, provide an estimated completion date for construction of the physical plant, provide an estimate of the date service will begin for all phases of construction, and provide notice to the Commission once billing for service begins. In its recommendation on the transaction, Commission Staff recommended that the tap fee was reasonable. However, Commission Staff's recommendation did not address the information provided by Liquid Utilities, as required by 16 TAC § 24.25(b)(1)(B). The ALJ was unable to locate a rate study, an estimated completion date for construction of the physical plant, and an estimate of the date service will begin for all phases of construction.

By March 31, 2023, Liquid Utilities must file a clarification identifying the location in the record of the items required under 16 TAC § 24.25(b)(1)(B). Liquid Utilities must also clarify whether the sewer system is fully built or provide an estimated completion date, if necessary.

By April 14, 2023, Commission Staff must provide a supplement to its final recommendation addressing 16 TAC § 24.25(b)(1)(B).

II. Texas Commission on Environmental Quality (TCEQ) Permit

Liquid Utilities provided TCEQ documentation that the 1486 Asset, LLC wastewater treatment plant is registered with the TCEQ under Texas pollutant discharge elimination permit number WQ0015921001.

By March 31, 2023, Liquid Utilities must clarify who holds the permit with TCEQ and whether a permit transfer request has been submitted. Liquid Utilities must move to admit the clarification and any supplemental information provided.

By April 14, 2023, Commission Staff must supplement its final recommendation to address whether the information provided by Liquid Utilities is sufficient to comply with 16 TAC § 24.227. Commission Staff must move to admit its recommendation.

Signed at Austin, Texas the 17th day of March 2023.

PUBLIC UTILITY COMMISSION OF TEXAS



CHRISTINA DENMARK
ADMINISTRATIVE LAW JUDGE