



Filing Receipt

Received - 2022-03-14 02:26:09 PM

Control Number - 53184

ItemNumber - 13

DOCKET NO. 53184

JACOB AND JENNIE HILBIG'S § **PUBLIC UTILITY COMMISSION**
APPEAL OF THE COST OF §
OBTAINING SERVICE FROM AQUA § **OF TEXAS**
WATER SUPPLY CORPORATION §

**COMMISSION STAFF'S RECOMMENDATION ON HOW TO PROCEED WITH
PETITION, AGREED PROPOSED PROCEDURAL SCHEDULE, AND NOTICE**

On February 3, 2022, Jacob and Jennie Hilbig (Appellants) filed an appeal of the cost of obtaining service from Aqua Water Supply Corporation (Aqua WSC) under Texas Water Code (TWC) § 13.043(g) and 16 Texas Administrative Code (TAC) § 24.101(g).

On February 4, 2022, the administrative law judge filed Order No. 1, requiring the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file recommendation regarding how to proceed with the petition and propose a procedural schedule by March 14, 2022. Therefore, this pleading is timely filed.

I. NOTICE

Notice in this proceeding is governed by 16 TAC § 22.55. Staff recommends that the only entity affected by this appeal is Aqua WSC, and therefore, it is reasonable to require Appellants to provide notice to Aqua WSC. On March 9, 2022, Appellants filed a proof of certified mail notice to Aqua WSC with the submission of a certified mailing receipt and affidavit affirming the contents of the mailing. Therefore, Staff recommends that appellants be found to have satisfied the notice requirement under 16 TAC § 22.55.

II. AGREED PROCEDURAL SCHEDULE

Pursuant to the requirements of TWC § 13.043(g) and 16 TAC § 24.101(g)(2), Staff will evaluate whether the amount that Appellants paid to obtain service from Aqua WSC was "consistent with the tariff of the water supply or sewer service corporation and is reasonably related to the cost of installing on-site and off-site facilities to provide service." To conduct its evaluation and develop facts in this proceeding, Staff proposes, and Appellants and Aqua WSC join in agreement, to the following procedural schedule for the processing of this docket:

Event	Date
Deadline for Aqua WSC to file a response to the petition	April 11, 2022
Deadline for Staff to issue a final recommendation on the petition or to request a hearing	May 11, 2022
Deadline for parties to respond to Staff's Recommendation and/or to request a hearing, or if no hearing is requested, deadline to file a proposed order.	June 10, 2022

III. CONCLUSION

Staff respectfully requests that the Appellants notice be deemed sufficient and that the above agreed proposed procedural schedule be adopted.

Dated: March 14, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

Rustin Tawater
Managing Attorney

/s/ Ian Groetsch
Ian Groetsch
State Bar No. 24078599
Anthony Kanalas
State Bar No. 24125640
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7465
(512) 936-7268 (facsimile)
Ian.Groetsch@puc.texas.gov

DOCKET NO. 53184

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 via electronic mail on March 14, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Ian Groetsch
Ian Groetsch