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## **DOCKET NO. 53224**

PETITION TO REVOKE HORSESHOE	§	PUBLIC UTILITY COMMISSION
LAKE PROPERTY OWNERS	§	
ASSOCIATION'S CERTIFICATE OF	§	OF TEXAS
PUBLIC CONVENIENCE AND	§	
NECESSITY PURSUANT TO TEX.	§	
WATER CODE §13.254 AND 16 TAC	§	
§24.245		

## ORDER NO. 4 DENYING MOTION FOR DEFAULT

On February 14, 2022, Commission Staff filed a petition in which it seeks to revoke Jesse Grady dba Horseshoe Lake Property Owners Association's certificate of convenience and necessity (CCN) number 12601 for failure to provide continuous and adequate water service. On April 1, 2022, Commission Staff filed a motion for entry of a default order.

In Commission Staff's petition and motion for entry of a default order, Commission staff represents that the last known address for Horseshoe Lake in the Commission's records is P.O. Box 8014, Smithville, Texas 78957.

In Order No. 2 filed on April 5, 2022, the administrative law judge (ALJ) required Commission Staff to clarify the discrepancy between the address listed in the Commission's records and the address listed on Horseshoe Lake's CCN attached to Commission Staff's motion for entry of a default order.

On April 22, 2022, Commission Staff filed its response to Order No. 2. In its response, Commission Staff described the discrepancy between the addresses, outlined its investigation of Horseshoe Lake's last known address, and stated additional notice would be mailed. On April 21, 2022, Commission Staff filed a certificate of service certifying the mailing of additional notice.

In light of the additional notice that was required as a result of Commission Staff's investigation, the ALJ denies Commission Staff's motion for default at this time. However, Commission Staff is free to file a new motion for default and motion to admit relevant evidence.

By June 17, 2022, the parties must file a proposed schedule for further processing of this matter.

Signed at Austin, Texas the 14th day of June 2022.

PUBLIC UTILITY COMMISSION OF TEXAS

ISAAC TA ADMINISTRATIVE LAW JUDGE

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