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CRYSTAL BLUFF GOAT RANCHES,	§	PUBLIC UTILITY COMMISSION
LLC’S APPEAL OF THE COST OF	§	
OBTAINING SERVICE FROM	§	OF TEXAS
POSSUM KINGDOM WATER	§	
SUPPLY CORPORATION	§	

**COMMISSION STAFF’S RECOMMENDATION ON ADMINISTRATIVE
COMPLETENESS OF THE PETITION AND NOTICE**

On March 1, 2022, Crystal Bluff Goat Ranches, LLC (Crystal Bluff) filed an appeal of the cost of obtaining service from Possum Kingdom Water Supply Corporation (Possum Kingdom WSC) under Texas Water Code (TWC) § 13.043(g) and 16 Texas Administrative Code (TAC) § 24.101(g).

On March 3, 2022, the administrative law judge filed Order No. 1, requiring the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file comments on the administrative completeness of the petition by April 1, 2022. Therefore, this pleading is timely filed.

I. COMMENTS ON ADMINISTRATIVE COMPLETENESS

Staff recommends that Crystal Bluff’s application be found administratively complete. Under TWC § 13.043(g) and 16 TAC 24.101(g), an applicant for service from a water supply corporation may appeal to the Commission a decision of the water supply corporation affecting the amount to be paid to obtain service other than regular membership or tap fees. These provisions require that the appeal be initiated within 90 days of the date written notice was provided by the water supply corporation to the applicant regarding the applicant’s request for service.

In its petition, Crystal Bluff states that it was notified of the appealed cost of service on January 11, 2022. Crystal Bluff filed its appeal using the commission approved form on March 1, 2022, which is within 90 days of when Crystal Bluff received notice of the cost of obtaining service. While the parties may need to develop additional facts in this proceeding, Staff has reviewed the materials submitted and recommends that the application be deemed administratively complete for further processing.

II. NOTICE

Notice in this proceeding is governed by 16 TAC § 22.55. Staff recommends that the only entity affected by this appeal is Possum Kingdom WSC, and therefore, it is reasonable to require Crystal Bluff to provide notice to Possum Kingdom WSC. It is unclear from Crystal Bluff's application whether a copy of the appeal was mailed to Possum Kingdom WSC. If Appellant did not mail a copy, Staff recommends that Appellant be directed to do so. Staff further recommends that Appellant be ordered to file proof that the appeal was sent to Possum Kingdom WSC. Finally, Appellant, Possum Kingdom WSC, and Staff will file a proposed procedural schedule in accordance with the timeline established by Order No. 1.

III. CONCLUSION

For the reasons detailed above, Staff respectfully recommends that the application be deemed administratively complete, and that Crystal Bluff be ordered to file proof of notice. Staff respectfully request the entry of an order consistent with these recommendations.

Dated: April 1, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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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 via electronic mail on April 1, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Merritt Lander
Merritt Lander