



## Filing Receipt

**Received - 2022-04-01 09:43:59 AM**

**Control Number - 53303**

**ItemNumber - 4**

**DOCKET NO. 53303**

<b>PETITION OF KATHERINE E.</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>MARSHALL TO AMEND MONARCH</b>	<b>§</b>	
<b>UTILITIES I, LP'S CERTIFICATE OF</b>	<b>§</b>	<b>OF TEXAS</b>
<b>CONVENIENCE AND NECESSITY IN</b>	<b>§</b>	
<b>HAYS COUNTY BY EXPEDITED</b>	<b>§</b>	
<b>RELEASE</b>	<b>§</b>	

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE  
COMPLETENESS AND NOTICE**

On March 2, 2022, Katherine E. Marshall (Ms. Marshall) filed a petition for streamlined expedited release from Monarch Utilities I L.P.'s (Monarch) water Certificate of Convenience and Necessity (CCN) No. 12983 under Texas Water Code (TWC) § 13.2541 and 16 Texas Administrative Code (TAC) § 24.245(h). Ms. Marshall asserts that the land is at least 25 contiguous acres, is not receiving water service, and is located in Hays County, which is a qualifying county.

On March 4, 2022, the administrative law judge (ALJ) filed Order No. 1, establishing a deadline of April 1, 2022 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file comments regarding the administrative completeness of the petition and notice. Therefore, this pleading is timely filed.

**I. ADMINISTRATIVE COMPLETENESS**

Staff has reviewed the petition and, as detailed in the attached memorandum from Jolie Mathis, Infrastructure Division, recommends that the petition is administratively incomplete. Staff further recommends that Ms. Marshall be ordered to cure the deficiencies identified in Ms. Mathis' memorandum by April 29, 2022, and that Staff be given a deadline of May 30, 2022 to file a supplemental recommendation on the administrative completeness of the petition. Staff respectfully requests adoption of these proposed deadlines as the noted deficiencies are related to mapping information and Staff's mapping experts may be required to assist Ms. Marshall regarding the supplemental mapping information needed to cure the mapping deficiencies and will require at least thirty days to review same.

## **II. PROCEDURAL SCHEDULE**

In accordance with Staff's deficiency recommendation, Staff does not propose a procedural schedule for further processing of the docket at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation that the petition be found administratively complete.

## **III. CONCLUSION**

For the reasons detailed above, Staff recommends that the petition be found administratively incomplete, that Ms. Marshall be ordered to file supplemental information to cure the deficiencies in the petition by April 29, 2022, and that Staff be given a deadline of May 30, 2022 to file a supplemental recommendation on the administrative completeness of the petition. Staff respectfully requests 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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/s/ Scott Miles  
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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/ Scott Miles  
Scott Miles

# *Public Utility Commission of Texas*

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## **Memorandum**

**TO:** Scott Miles and Jenna Keller, Attorneys  
Legal Division

**FROM:** Jolie Mathis, Utility Engineering Specialist  
Infrastructure Division

**DATE:** April 1, 2022

**RE:** Docket No. 53303 – *Petition of Katherine E. Marshall to Amend Monarch Utilities I, LP’s Certificate of Convenience and Necessity in Hays County by Expedited Release*

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On March 2, 2022, Katherine E. Marshall (Ms. Marshall) filed a petition for streamlined expedited release from Monarch Utilities I LP’s (Monarch) water Certificate of Convenience and Necessity (CCN) No. 12983 in Hays County, under Texas Water Code (TWC) § 13.2541(b) and 16 Texas Administrative Code (TAC) § 24.245(h). Ms. Marshall asserts that the land is at least 25 contiguous acres, is not receiving water service, and is located in Hays County, which is a qualifying county.

Based on the mapping review by Dave Babicki, Infrastructure Division, and my technical and managerial review of the information provided by Ms. Marshall, I recommend the petition be deemed insufficient for filing and found administratively incomplete.

**Mapping Content:**

Maps and digital data submitted with Item 1 on March 2, 2022 are deficient.

Ms. Marshall must submit the following items to resolve the mapping deficiencies:

- A general location map identifying only the requested area, in reference to the nearest county boundary, city, or town.
- A detailed map identifying only the requested area, in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads.
- Digital mapping data for the requested area, as a single polygon record, in shapefile (SHP) format, georeferenced in either NAD83 Texas Statewide Mapping System (Meters) or NAD83 Texas State Plane Coordinate System (US Feet).

Staff recommends Ms. Marshall obtain additional mapping guidance from the PUC’s mapping staff, Dave Babicki by email at [dave.babicki@puc.texas.gov](mailto:dave.babicki@puc.texas.gov) to resolve the mapping deficiencies.

Staff will need at least 30 days to review the documentation, maps, and digital data provided by Ms. Marshall and draft a recommendation.