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DOCKET NO. 53329

PETITION OF DENTON OLIVER	§	PUBLIC UTILITY COMMISSION
CREEK, LP TO AMEND THE CITY OF	§	
JUSTIN’S SEWER CERTIFICATE OF	§	OF TEXAS
CONVENIENCE AND NECESSITY IN	§	
DENTON COUNTY BY STREAMLINED	§	
EXPEDITED RELEASE	§	

ORDER NO. 3
FINDING PETITION, AS SUPPLEMENTED AND AMENDED
ADMINISTRATIVELY COMPLETE, NOTICE SUFFICIENT,
AND ESTABLISHING PROCEDURAL SCHEDULE

This Order addresses the sufficiency of the March 10, 2022 petition of Denton Oliver Creek, LP to amend the City of Justin’s certificate of convenience and necessity (CCN) number 20061 in Denton County by streamlined expedited release. On May 2, 2022, Denton Oliver filed a supplement to the petition. On May 10, 2022, Denton Oliver filed an amendment to the petition.

I. Finding Petition Administratively Complete

On June 8, 2022, Commission Staff recommended that the petition, as supplemented and amended, be found administratively complete.

The administrative law judge (ALJ) finds the petition, as supplemented and amended, administratively complete. The finding of administrative completeness does not address the merits of the petition.

II. Finding Notice Sufficient

The petition and first amended petition include certificates of service certifying that a copy of the petition and first amended petition were mailed to the CCN holder by certified mail, return receipt requested, on the same day the petition and first amended petition were filed with the Commission.

The ALJ finds notice of the petition sufficient.

III. Establishing Procedural Schedule

Under Texas Water Code (TWC) § 13.2541, the granting of streamlined expedited release initiates an appraisal process to determine the amount of monetary compensation that may be owed by the landowner to the certificate holder for the tract of land that was released. Therefore, an

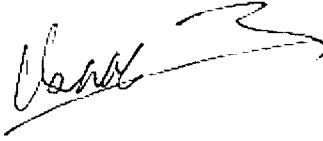
order granting approval for streamlined expedited release is interim in nature and, in the event the requested release is approved, the docket will continue for the purpose of determining the issue of compensation.

The following procedural schedule applies in this case:

Event	Date
Deadline for the CCN holder to file a response, verified by a notarized affidavit, to the administratively complete petition	June 29, 2022
Deadline for petitioner to file a response to CCN holder's response to the administratively complete petition	July 6, 2022
Deadline for Commission Staff's recommendation on final disposition	July 20, 2022
Sixty-day administrative approval of streamlined expedited release	August 8, 2022
<i>In the event streamlined expedited release is granted and the petitioner and the CCN holder can select an agreed-upon appraiser</i>	
Deadline for the petitioner and the CCN holder to make a filing stating that they have selected an agreed upon appraiser	Within 10 days after the Commission approves streamlined expedited release
Deadline for appraiser's report	Within 70 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by the petitioner to the CCN holder	Within 60 days after appraiser's report
Deadline for the petitioner to pay any compensation due to the CCN holder	Within 90 days of the Commission's final order on compensation
<i>In the event streamlined expedited release is granted and the petitioner and the CCN holder are unable to select an agreed-upon appraiser</i>	
Deadline for the petitioner and the CCN holder to make a filing stating that they have been unable to select an agreed upon appraiser	Within 10 days after the Commission approves streamlined expedited release
Deadline for reports from the petitioner's appraiser and the CCN holder's appraiser	Within 70 days after the Commission approves streamlined expedited release
Deadline for Commission Staff's appraiser's report	Within 100 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by the petitioner to the CCN holder	Within 60 days after Commission receives the final appraisal
Deadline for the petitioner to pay any compensation due to the CCN holder	Within 90 days of Commission's final order on compensation

Signed at Austin, Texas the 9th day of June 2022.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read 'Isaac TA', written over a horizontal line.

**ISAAC TA
ADMINISTRATIVE LAW JUDGE**