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DOCKET NO. 53336

**APPLICATION OF BIG EASY AGUA § PUBLIC UTILITY COMMISSION
LLC FOR A CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN § OF TEXAS
COLORADO COUNTY §**

**ORDER NO. 28
ADMITTING ADDITIONAL EVIDENCE AND SOLICITING
MOTION TO ADMIT EVIDENCE**

This Order addresses the November 10, 2023 motion to admit evidence filed by Commission Staff and outstanding issues relating to the evidence in this docket.

I. Motion to Admit Evidence

On November 10, 2023, Commission Staff filed a motion to admit its recommendation filed on November 10, 2023.

The administrative law judge (ALJ) grants the motion and admits the Commission Staff's recommendation with attachments filed on November 10, 2023 into the record.

II. Soliciting Motion to Admit Evidence

On June 15, 2023, the Commission remanded this proceeding to Docket Management to address financial assurances, a capital improvements plan, and to reduce the acreage of the requested certificate of convenience and necessity (CCN). In Order No. 19 filed on June 21, 2023, the ALJ required Big Easy Agua LLC to file loan approval documents or firm capital commitments, a capital improvement plan, and an amended application reducing the acreage of the requested CCN.

Upon review of the docket, it appears no party has moved to have the following evidence admitted, which the ALJ believes is necessary:

1. Big Easy's corrected service area general location map and detailed map in PDF and shape files filed on July 26, 2023;
2. Big Easy's service area shape file filed on August 22, 2023;
3. Big Easy's maps and shape files filed on August 23, 2023;
4. Commission Staff's second request for information to Big Easy filed on September 6, 2023;
5. Big Easy's revised maps as requested by Dave Babicki in an email dated September 5, 2023 filed on September 21, 2023;

6. Big Easy's response to Commission Staff's second request for information confidentially filed on October 19, 2023;
7. Commission Staff's third request for information to Big Easy filed on October 20, 2023;
8. Big Easy's response to Commission Staff's third request for information filed on November 1, 2023; and
9. Big Easy's additional response to Commission Staff's second request for information confidentially filed on October 19, 2023.

By November 29, 2023, the parties must file a motion to admit the evidence or an explanation as to why the information does not need admitted into evidence.

Signed at Austin, Texas the 13th day of November 2023.

PUBLIC UTILITY COMMISSION OF TEXAS



**CHRISTINA DENMARK
ADMINISTRATIVE LAW JUDGE**