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DOCKET NO. 53594

PETITION OF MONTGOMERY	§	PUBLIC UTILITY COMMISSION
COUNTY LAND INVESTMENTS, INC.	§	
TO AMEND T&W WATER SERVICE	§	OF TEXAS
COMPANY'S CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY IN	§	
MONTGOMERY COUNTY BY	§	
STREAMLINED EXPEDITED	§	
RELEASE	§	

ORDER NO. 5

**FINDING PETITION, AS SUPPLEMENTED, ADMINISTRATIVELY COMPLETE,
NOTICE SUFFICIENT, AND ESTABLISHING PROCEDURAL SCHEDULE**

This Order addresses the sufficiency of the May 11, 2022, petition of Montgomery County Land Investments, Inc. to amend T&W Water Service Company's certificate of convenience and necessity (CCN) number 12892 in Montgomery County by streamlined expedited release. On July 18, 2022, T&W filed a motion to intervene. On July 12 and August 22, 2022 Montgomery County filed supplemental information.

I. Finding Petition, as Supplemented, Administratively Complete

On October 14, 2022, Commission Staff filed a supplemental recommendation recommending that the petition, as supplemented, be found administratively complete. The administrative law judge (ALJ) finds the petition, as supplemented, administratively complete. The finding of administrative completeness does not address the merits of the petition.

II. Finding Notice Sufficient

The petition includes a signed certificate of service in which petitioner certified that it mailed a true and correct copy of its petition to the CCN holder by certified mail on the date the petition was filed with the Commission. Petitioner also included an affidavit attesting to this provision of notice to the CCN holder. The ALJ finds the notice sufficient.

III. Establishing Procedural Schedule

Under Texas Water Code § 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	November 7, 2022
Deadline for petitioner to file a response to CCN holder's response to the administratively complete petition	November 14, 2022
Deadline for Commission Staff's recommendation on final disposition	November 28, 2022
Sixty-day administrative approval of streamlined expedited release	December 16, 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 17th day of October 2022.

PUBLIC UTILITY COMMISSION OF TEXAS

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

JEFFREY J. HUHN
ADMINISTRATIVE LAW JUDGE