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APPLICATION OF J&S WATER § PUBLIC UTILITY COMMISSION
COMPANY, LLC FOR A CLASS D RATE §
ADJUSTMENT § OF TEXAS

ORDER NO. 3
REQUIRING CONFIRMATION OR CLARIFICATION

This Order requires J&S Water Company, LLC and Commission Staff to provide confirmation or clarification of certain information in this application. Specifically, the administrative law judge (ALJ) requires confirmation that J&S Water has included all of its water and sewer taps and connections in this application and that the proposed tariff and proposed notice accurately reflect the affected subdivision or subdivisions.

Texas Water Code (TWC) § 13.002(4-D) defines a class D utility as providing retail water or sewer utility service through fewer than 500 taps or connections. This statute applies to the entire utility, not a particular subdivision. The filings in this docket do not make it clear to the ALJ that J&S Water has included all of its water or sewer taps or connections in this application, and therefore that the utility is eligible for a class D rate adjustment.

The amended application filed on August 17, 2022, states that J&S Water currently has 285 active water connections and 283 active sewer connections. Yet, as explained more fully below, it appears that these numbers might be only for the Five Oaks subdivision, and J&S Water did or does serve more than one subdivision. Therefore first, the ALJ requires confirmation that these numbers are correct for active water and active sewer connections for the entire company, not just one or more subdivisions. How many *total* water and sewer taps or connections does J&S Water serve?

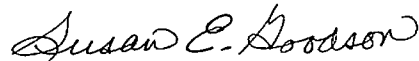
The sewer tariff filed by J&S Water on July 29, 2022 identifies four subdivisions to which its sewer tariff applies: Maple Leaf Gardens, Windfern Meadows, Five Oaks, and Woodland Acres. The tariff filed by Commission Staff on August 26, 2022 identifies two subdivisions on two sewer systems to which the proposed sewer tariff applies: Windfern Meadows and Five Oaks. The amended notice provided by Commission Staff on August 26, 2022 identifies one affected sewer system, Texas Commission on Environmental Quality (TCEQ) permit number WQ 12382-001, which serves only the Five Oaks subdivision.

Therefore, the ALJ requires clarification as to how many and which subdivisions a tariff issued in this application will be effective. The ALJ also requires clarification or confirmation that the proposed notice is correct showing only the Five Oaks subdivision. If the tariff and notice do not need to match, the ALJ requires clarification on that issue.

On or before September 8, 2022, J&S Water must provide the requested confirmations and clarifications. On or before September 15, 2022, Commission Staff must comment on J&S Water's response and provide further clarification, if needed. Any corrected or revised documents are due with the required confirmations or clarifications.

Signed at Austin, Texas the 1st day of September 2022.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE