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Received - 2022-09-15 02:49:31 PM

Control Number - 53713

ItemNumber - 15

DOCKET NO. 53713

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

ORDER NO. 4
FINDING APPLICATION, AS SUPPLEMENTED, ADMINISTRATIVELY
COMPLETE AND ACCEPTED FOR FILING, REQUIRING NOTICE,
AND GRANTING REQUEST FOR GOOD CAUSE EXCEPTION

This Order addresses the completeness, notice, and good cause waiver request regarding the June 14, 2022 application of J&S Water Company, LLC for a class D rate adjustment for the Five Oaks subdivision under its certificate of convenience and necessity numbers 12085 and 20658. On July 29 and August 17 and September 9, 2022 J&S Water Company supplemented the application.

On August 26, 2022, Commission Staff filed recommendations regarding administrative completeness, notice, and waiver, for good cause, of an exception to the requirement under 16 Texas Administrative Code (TAC) § 24.49(f).

I. Completeness

The administrative law judge (ALJ) finds J&S Water Company’s application, as supplemented, administratively complete and accepted for filing under Texas Water Code § 13.1872 and 16 TAC § 24.49. The ALJ establishes an effective date for the rate increase of November 1, 2022.

II. Notice

Under 16 TAC § 24.49(e), J&S Water Company is required to provide notice to each ratepayer, using the proposed notice provided with its application, consistent with Commission Staff’s August 26, 2022 recommendation. J&S will change the effective date on the notice to November 1, 2022.


The notice must be provided only after J&S Water Company receives a written Notice of Approval issued by the Commission, but at least 30 days before the effective date of the proposed rate change. Because the Notice of Approval has not yet been issued, the ALJ instructs J&S Water Company not to provide notice to ratepayers until the Notice of Approval is issued in this docket.

III. Good Cause Exception

On August 13, 2022, J&S Water Company requested a good cause exception to the requirements in 16 TAC § 24.49(f)(2). J&S Water Company asserts that because of high fuel prices and inflation, good cause exists to grant an exception to the requirements of 16 TAC § 24.49(f). Commission Staff recommended that J&S Water Company's request for good cause exception be approved. The ALJ finds good cause exists under 16 TAC § 22.5(b) to grant J&S Water Company an exception to the requirements under 16 TAC § 24.49(f)(2).

Signed at Austin, Texas the 15th day of September 2022.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE