



Filing Receipt

Received - 2022-10-11 03:06:18 PM

Control Number - 54052

ItemNumber - 4

DOCKET NO. 54052

PETITION OF KAUFMAN	§	PUBLIC UTILITY COMMISSION
INDEPENDENT SCHOOL DISTRICT	§	
TO AMEND NORTH KAUFMAN	§	OF TEXAS
WATER SUPPLY CORPORATION'S	§	
CERTIFICATE OF CONVENIENCE	§	
AND NECESSITY IN KAUFMAN	§	
COUNTY BY STREAMLINED	§	
EXPEDITED RELEASE	§	

ORDER NO. 2
FINDING PETITION ADMINISTRATIVELY COMPLETE,
NOTICE SUFFICIENT, AND ESTABLISHING PROCEDURAL SCHEDULE

This Order addresses the September 8, 2022 petition of Kaufman Independent School District to amend North Kaufman Water Supply Corporation's certificate of convenience and necessity (CCN) number 11205 in Kaufman County by streamlined expedited release.

I. Finding Petition Administratively Complete

On October 6, 2022, Commission Staff filed a recommendation that the petition be found administratively complete. The finding of administrative completeness does not address the merits of the petition. The administrative law judge (ALJ) finds the petition administratively complete.

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. The ALJ finds the notice 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	October 31, 2022
Deadline for petitioner to file a response to CCN holder's response to the administratively complete petition	November 7, 2022
Deadline for Commission Staff's recommendation on final disposition	November 21, 2022
Sixty-day administrative approval of streamlined expedited release	December 12, 2022 ¹
<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

¹ The 60-day deadline falls on Saturday, December 10, 2022. The deadline moves to the next day the Commission is open for business, Monday, December 12, 2022, under 16 Texas Administrative Code § 22.4(a).

Signed at Austin, Texas the 11th day of October 2022.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read "Christina Denmark". The signature is written in a cursive style with a long horizontal flourish extending to the right.

CHRISTINA DENMARK
ADMINISTRATIVE LAW JUDGE