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DOCKET NO. 54073

**PETITION TO APPOINT A
TEMPORARY MANAGER FOR STONE
HEDGE UTILITY COMPANY, INC.**

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**PUBLIC UTILITY COMMISSION

OF TEXAS**

COMMISSION STAFF'S NOTICE OF HEARING

On September 20, 2022, the Staff of the Public Utility Commission of Texas (Commission) filed a petition for an order appointing Undine Texas, LLC as temporary manager of Stone Hedge Utility Company, Inc. On September 21, 2022, the administrative law judge filed Order No. 1 in this proceeding, requiring Commission Staff to file and serve upon Stone Hedge Utility a notice of hearing that complies with the requirements of Texas Government Code §§ 2001.051-2001.052 by September 26, 2022.

On September 26, 2022, Commission Staff sent via certified mail, return receipt requested, a copy of the attached Notice of Hearing to Stone Hedge Utility and Undine Texas at the addresses listed in Commission Staff's September 20, 2022 petition.

Dated: September 26, 2022

PUBLIC UTILITY COMMISSION OF TEXAS

**COMPLIANCE AND ENFORCEMENT
DIVISION**

Barksdale English
Division Director

/s/Courtney Dean
Courtney N. Dean
State Bar No. 24116269
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
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Sept. 26, 2022

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Public Utility Commission of Texas
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PO Box 13326
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2. 7021 2720 0002 6230 7261	Peter Gregg Gregg Law PC 910 West Avenue, Suite 3 Austin, Texas 78701													
3. 7021 2720 0002 6230 7285	Mr. M M Martin, Sr. Stone Hedge Utility P.O. Box 426 Spring, Texas 77383													
4. 7021 2720 0002 6230 7278	Mr. Mitchell M. Martin, Jr. 27493 Hanna Road, Suite No. 2 Conroe, Texas 77385													
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Public Utility Commission of Texas

DOCKET NO. 54073 **NOTICE OF HEARING ON PETITION**

PETITION: Commission Staff's Petition to Appoint a Temporary Manager for Stone Hedge Utility Company, Inc.

On September 20, 2022, the Staff of the Public Utility Commission of Texas filed a petition to appoint a temporary manager to operate the water and sewer utility services of Stone Hedge Utility Company, Inc. Previously, the Commission appointed Undine Texas, LLC as the temporary manager of Stone Hedge Utility, with Undine serving a 180-day term that began on June 7, 2022 and is set to expire on December 4, 2022. The September 20, 2022 petition filed by Commission Staff requested that the Commission appoint Undine as temporary manager of Stone Hedge Utility for a new term to begin on December 3, 2022 and to continue until December 3, 2023.

Commission Staff's petition alleges that Stone Hedge Utility remains abandoned by its legal owners, that a proceeding to appoint a receiver for Stone Hedge Utility has been initiated in district court, and that no person associated with Stone Hedge Utility has attempted to resume management or operation of the utility since Undine was appointed as temporary manager of the utility on June 7, 2022.

Notice of Commission Staff's petition was mailed on September 20, 2022 to the last known address of Stone Hedge Utility and to the additional addresses listed in Commission Staff's petition.

The Commission has the authority to hold hearings and to appoint a temporary manager to an abandoned utility under Texas Water Code (TWC) §§ 13.041, 13.412(f), and 13.4132, as well as under 16 Texas Administrative Code (TAC) §§ 24.355 and 24.357.

HEARINGS ON THE PETITION: In accordance with Texas Government Code § 2001.051 and TWC § 13.4132, a hearing on the merits in this matter will be held at the Commission's Open Meeting scheduled to begin at **9:30 a.m. on October 20, 2022** in the Commissioners' Hearing Room, located at the William B. Travis Office Building, **1701 N. Congress Avenue, Seventh Floor, Austin, Texas 78701.**

At the hearing on the merits, the Commission will consider evidence on whether to grant Commission Staff's petition to appoint a temporary manager for Stone Hedge Utility. **An affected person may participate in the evidentiary hearing or waive the right to such hearing.** The right to a hearing may be waived if the affected person provides the Commission



with written notice of its waiver of the right to hearing, or fails to attend the hearing. The hearing will be conducted in accordance with Chapter 2001 of the Texas Government Code, Chapter 13 of the TWC, and Commission rules under 16 TAC Chapters 22 and 24.

A prehearing conference will be held at **11:00 a.m. on October 19, 2022** in the Commissioners' Hearing Room, located at the William B. Travis Office Building, **1701 N. Congress Avenue, Seventh Floor, Austin, Texas 78701.**

Persons planning to attend this hearing who have disabilities requiring auxiliary aids or services should notify the Commission as far in advance as possible so that appropriate arrangements can be made. Requests can be made by mail, telephone or in person to the Commission's Office of Customer Protection, 1701 N Congress Ave., Austin, Texas 78701, phone number (512) 936-7150 or (512) 936-7136 for the teletypewriter for the deaf.

Sincerely,

**PUBLIC UTILITY COMMISSION OF
TEXAS**

**COMPLIANCE AND ENFORCEMENT
DIVISION**

Barksdale English
Division Director

/s/Courtney Dean
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