



## **Filing Receipt**

**Filing Date - 2024-05-22 12:30:06 PM**

**Control Number - 54147**

**Item Number - 56**

**DOCKET NO. 54147**

<b>APPLICATION OF ROLLING V</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>RANCH WATER CONTROL AND</b>	<b>§</b>	
<b>IMPROVEMENT DISTRICT NO. 3</b>	<b>§</b>	<b>OF TEXAS</b>
<b>OF WISE COUNTY FOR A</b>	<b>§</b>	
<b>CERTIFICATE OF CONVENIENCE AND</b>	<b>§</b>	
<b>NECESSITY AND FOR DUAL</b>	<b>§</b>	
<b>CERTIFICATION WITH THE CITY OF</b>	<b>§</b>	
<b>RHOME IN WISE COUNTY</b>	<b>§</b>	

**ORDER NO. 21**  
**REQUIRING CLARIFICATION REGARDING TARIFF**

This Order addresses Commission Staff’s amended final recommendation filed on February 5, 2024.

It is the administrative law judge’s understanding that the requested area for which Rolling V Ranch Water Control and Improvement District No. 3 of Wise County seeks a certificate of convenience and necessity (CCN) is entirely within the city limits of the City of Rhome.

If the requested area is wholly inside the city limits of Rhome, on or before June 4, 2024, the parties must file briefing on the following issues:

1. Whether it is appropriate or necessary for the Commission to approve a tariff in this proceeding if Rolling V Ranch’s rates are within Rhome’s original jurisdiction; and
2. Whether a CCN can be issued to Rolling V Ranch if Rhome has not yet approved a tariff for Rolling V Ranch.<sup>1</sup>

Additionally, the parties must move to have the filing admitted into evidence, as appropriate.

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<sup>1</sup> Compare 16 Texas Administrative Code § 24.25(b)(1)(A) (“When applying to obtain or amend a CCN, or to add a new water or sewer system or subdivision to its certificated service area, each utility must file its *proposed tariff* with the commission and any regulatory authority with original rate jurisdiction over the utility.”) (emphasis added) *with id.* § 24.25(b)(1)(A)(ii) (For a utility under the original rate jurisdiction of a municipality, the utility must file with the commission a copy of its tariff *as approved* by the municipality.”) (emphasis added).

Signed at Austin, Texas the 22nd day of May 2024.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, reading "Katie Moore Marx". The signature is written in a cursive, flowing style.

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KATIE MOORE MARX  
ADMINISTRATIVE LAW JUDGE