



## **Filing Receipt**

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Public Utility Commission of Texas  
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30 August 2023

Subject: Letter of Concern

TO WHOM IT MAY CONCERN

Our concern, in this matter, is the latest TWU Response to Requests for Hearing, filed 25 Aug 23.

TWU's reference to TWC 13.3011 / 13.301 and claim that "A review of TWU's rates is not a valid reason to require a hearing" plus "Accordingly, the hearing request is invalid and should be denied".

Additionally, "while the rates themselves have been found to be just and reasonable and necessary" and quote "which prohibits the PUC of Texas (Commission) from requiring an acquiring utility to file a full rate case to establish the initial rates for any customers acquired".

The objection of Mr. Fairfax's request with a justification that it was filed after 3pm.

All these quotes, from TWU, are very concerning and my question is on all other paragraphs in TWC 13.

TWC 13.001 Legislative Policy and Purpose starts with "**to protect the public interest inherent in the rates and services**" and "retail public utilities are by definition monopolies in the area they serve". Additionally, Sec 13.017 speaks of "shall assess the effect of utility rate changes and other regulatory actions on residential consumers". Sec 13.3011 (a) states the "purchase or acquisition ....system **MAY** request....authorize the person to charge initial rates" and (b) "The regulatory authority may not require....(a) **to initiate a new rate proceeding to establish the initial rates** for ...." and Sec 13.301(e) "public hearing to determine if the transaction **will serve the public interest**" + Sec 13.182 (a) ..."**shall ensure that every rate** made, demanded, or received by any utility or by ....**shall be just and reasonable**".

Are these paragraphs ignored by TWU?

TWU's proposed tariff is a **92% increase**. 3000 gallon current \$36.01 to proposed \$69.31. **Just and reasonable/will serve the public?**

We currently have our own **initial tariff rate, Docket No. 51017 eff. 24 Oct 2020**. No new process required or needed.

We are a Class D utility. Utilities are authorized to submit 5% increment increase requests without hearing requirements. Not **92%**.

TWU's Docket No. 50944 (Tariff) shows numerous locations that are **the same or even lower** than us plus gives them a blanket authority for numerous counties. (Monopoly ?)

PUC Order No. 10 that requested us to submit applications "must be filed by August 25, 2023". Mr. Fairfax and Ms./Mr. Stover both submitted applications on that date. No mentioning of a time line.

Omission by TWU of Ms Pillow due to oversight.

All the above are concerning to us, the consumers.

Anna Miller