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Public Utility Commission of Texas

Docket No. 54617

Central Records

2 October 2023

P.O. Box 13326

Austin, TX 78711-3326

Subject: Order Requesting Lists of Issues

TO WHOM IT MAY CONCERN

List of issues on the procedure and process of tariff rate.

The procedure as an Intervenor are challenging at best. We are no legal scholars. Most consumers in Southern Oaks/Southern Forest (standalone system) are paying for Southern Crossings system. We have Veterans, seniors, low/fixed income, or Hispanic consumers which makes it difficult to have willing intervenors. The requirement to attend a hearing in Austin makes it impossible to have consumers on board. All this, forces us to rely on the PUC representation of us the consumer.

The Notice to Current Customers, Landowners, Neighboring Systems, and Cities, dated 4/20/23, from TWU. 1st para 2nd page: The proposed transaction **may** change the current customers' rates and services to the current approved rates and services of TWU, which are higher than the current rate for a 5/8" meter for Southern Horizons Development, Inc. Section 13.301(a). TWU even acknowledged the **MAY** on that document.

The latest 'Commission Staff Reply to Texas Water Utilities Response to Requests for Hearing' be denied is like a slap in the face of all the consumers. TWC 13.3011(a) states "A person who files an application described by Section 13.301(a) for the purchase or acquisition of a water or sewer system **may (yes may)** request that the **regulatory authority with original jurisdiction over the rates** for water or sewer service provided by the person to the customers of the system authorize the person to **charge initial rates** for the service that are"....

(b) "The **regulatory authority may not (yes may not)** require a person who makes a request under Subsection (a) to initiate a **new rate proceeding to establish the initial rates for service**".

Section 13.305 Voluntary Valuation of Acquired Utility or Facilities. (h)(5) if applicable, a tariff containing a rate **equal** to the existing rates of the selling utility at the time of the acquisition. (j) A tariff submitted under Subsection (h)(5) shall **remain** in effect until the utility commission approves new rates as part of a rate base case proceeding.

We have an initial tariff lower than TWUs and do not require a new tariff.

TWU has their own CCNs and **initial tariff rate.**

Southern Horizon Development INC has their own CCNs and **initial tariff rate.**

TWU: Monthly minimum \$48.37 (0 gal) \$6.48 per 1000 gal

Southern Horizon: Monthly minimum \$32.20 (2000 gal) \$3.18 per 1000 gal

3000 gallons average \$67.81 - \$35.38 = \$32.43 = approx. 92%

The regulatory authority still has the right to stop the new tariff if this transaction may not serve the public interest.

The statement "Therefore, Ms. Miller's request for hearing for the purpose of contesting the new tariff rates is impermissible under TWC 13-3011 and should be denied" is totally confusing. We may not require a hearing if all parties agree to keep the existing Southern Horizon Development Inc initial tariff in place not TWUs.

92% increase does not serve the public interest and the TWU tariff should not be forced upon the consumer after or due to a purchase or acquisition.

Our belief is, that the mission of the PUC is to represent the **interest of the public** and not the big companies (Monopoly).

Order No. 10 only reflected the date, 25 Aug 2023, not the time. No mentioning of TAC 22.71(h) (at that time) and the 3:00 p.m. filing deadline which eliminated Mr. Fairfax and Ms./Mr. Stover. PUC Records hours are from 9:00am-5:00pm. Order NO. 11 reflected the filings of Mr. Fairfax and Mr./Ms. Stover. One by one, we are being eliminated by this process. Throw up your hands and bow down. That is how we feel.

Thank you very much for your assistance in this matter.

Anna Miller