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DOCKET NO. 54683

APPLICATION OF	§	PUBLIC UTILITY COMMISSION
ENVIRO-MANAGEMENT FOR	§	
AUTHORITY TO CHANGE RATES	§	OF TEXAS

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE
COMPLETENESS, NOTICE, AND PROCEDURAL SCHEDULE**

I. INTRODUCTION

On February 24, 2023, Enviro-Management filed an application for authority to change water rates under Texas Water Code §§ 13.1871 and 13.1872(c)(2). Enviro-Management is a Class D water utility with 110 active connections and holds Certificate of Convenience and Necessity No. 12625.

On March 28, 2023, the administrative law judge filed Order No. 2, directing the Staff (Staff) of the Public Utility Commission of Texas to file comments on the administrative completeness of the application and proposed notice and propose a procedural schedule, if appropriate, by May 12, 2023. On May 11, 2023, after conferring with Enviro-Management, Staff requested an extension until May 15, 2023, to file its comments on the administrative completeness of the application and proposed notice.

II. ADMINISTRATIVE COMPLETENESS AND PROPOSED NOTICE

Staff has reviewed the application and supplemental information and, as detailed in the attached memorandum of James Onyeneke of the Rate Regulation Division, recommends that the application be deemed sufficient for further review. This recommendation does not address the merits of the application, and Staff reserves the right to require Enviro-Management to supplement the application, as needed.

Staff also reviewed the proposed notice provided with the application and recommends that the proposed notice be found sufficient.

III. MOTION TO SUSPEND RATES

Staff respectfully recommends that the effective date for all proposed rates be suspended as allowed by TWC § 13.1871(g) and 16 Texas Administrative Code (TAC) § 24.33(a)(2) or until an interim rate is requested and approved.

IV. PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule:

Event	Date
Date notice completed	March 2, 2023
Proposed effective date of rate change	April 6, 2023
Deadline to intervene, comment, or request a hearing (90 days from the proposed effective date of April 6, 2023) ¹	July 5, 2023
Deadline for Staff to request a hearing or file a recommendation on final disposition	July 12, 2023
Deadline for applicant to respond to Staff's recommendation or, if no disputed issues exist, deadline for parties to file proposed findings of fact, conclusions of law, and ordering paragraphs	July 19, 2023
Deadline for the Commission to set the matter for a hearing on its own motion (120 th day after the proposed effective date) ²	August 4, 2023

V. CONCLUSION

Staff respectfully requests that Enviro-Management's application and noticed be deemed sufficient, that the proposed effective date of the proposed rates be suspended, and that the proposed procedural schedule be adopted.

¹ Under 16 TAC § 24.35(c)(2), if during the first 90 days after the effective date of the rate change, the Commission receives a complaint from any affected municipality, or protests from the lesser of 1,000 or 10% of the ratepayers of the utility over whose rates the Commission has original jurisdiction, the Commission shall set the matter for a hearing.

² 16 TAC § 24.35(c)(1).

Date: May 15, 2023

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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CERTIFICATE OF SERVICE

I certify that unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on May 15, 2023 in accordance with the Second Order Suspending Rules, filed in Project No. 50664.

/s/ Ian Groetsch
Ian Groetsch

Public Utility Commission of Texas

Memorandum

TO: Ian Groetsch, Attorney
Legal Division

FROM: James Onyeneke, Regulatory Accountant
Rate Regulation Division

DATE: May 15, 2023

SUBJECT: **Docket No. 54683** - *Application of Enviro-Management for Authority to Change Rates*

On February 24, 2023, Enviro-Management, a Class D water utility with 110 average active connections, filed a Class C Rate Change Application for service provided under Water Certificate of Convenience and Necessity (CCN) No. 12625. I have conducted an administrative review of the application and notice according to Texas Water Code (TWC) § 13.1871 and 16 Texas Administrative Code (TAC) §§ 24.25 through 24.33.

Based on a review of the initial application and the supplemental information filed on February 24, 2023, and April 3, 2023, respectively, I recommend that the application and proposed notice be deemed administratively complete.

Additionally, I recommend the suspension of the effective date for all proposed rates as allowed by TWC § 13.1871(g) and 16 TAC §§ 24.33(a)(2), or until an interim rate is requested and approved.