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Filing Date - 2023-07-24 02:37:15 PM

Control Number - 54758

Item Number - 15

DOCKET NO. 54758

APPLICATION OF T & W WATER	§	PUBLIC UTILITY COMMISSION
SERVICE COMPANY DBA BLUE	§	
TOPAZ UTILITIES TO AMEND ITS	§	OF TEXAS
CERTIFICATES OF CONVENIENCE	§	
AND NECESSITY IN FORT BEND	§	
COUNTY	§	

ORDER NO. 5
CONTINUING TO FIND NOTICE DEFICIENT, PROVIDING
OPPORTUNITY TO CURE, AND SETTING DEADLINES

This Order addresses the sufficiency of notice for the March 15, 2023 application of T & W Water Service Company dba Blue Topaz Utilities to amend its certificates of convenience and necessity (CCN) numbers 12892 and 21127 in Fort Bend County.

In Order No. 4 filed on June 29, 2023, the administrative law judge (ALJ) found the notice deficient and provided an opportunity to cure the deficiencies described in the order by July 20, 2023. To date, Blue Topaz has not made any additional filings.

The ALJ continues to find the notice remains deficient and directs Blue Topaz to cure the deficiencies. By August 20, 2023, Blue Topaz must file an affidavit confirming (1) the relationship between Jerry A. Hayley and Blue Topaz and (2) that there are no landowners, other than the developer requesting the service, that own at least 25 acres or more, that is partially or wholly located within the requested service area as confirmed by the most current tax appraisal rolls. Blue Topaz must also file a copy of the notice provided to the neighboring utilities, landowners, and other affected parties.

By September 5, 2023, Commission Staff must file a supplemental recommendation on the notice.

Signed at Austin, Texas the 24th day of July 2023.

PUBLIC UTILITY COMMISSION OF TEXAS



CHRISTINA DENMARK
ADMINISTRATIVE LAW JUDGE