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**SOAH DOCKET NO. 473-23-23623
PUC DOCKET NO. 54843**

PETITION OF AVALON POINT WATER SYSTEM, LLC FOR A CEASE- AND-DESIST ORDER AGAINST TX SPUR, LLC	§ § § §	BEFORE THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
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**AVALON POINT WATER SYSTEM, LLC'S RESPONSES
TO COMMISSION STAFF'S SECOND REQUESTS FOR INFORMATION**

TO: Staff of the Public Utility Commission of Texas ("Commission Staff"), by and through its counsel of record, Kevin Pierce, PUC Legal Division, 1701 N. Congress Avenue, Austin, Texas 78701.

Petitioner Avalon Point Water System, LLC ("Avalon Point") files this its Response to Commission Staff's Second Requests for Information ("RFIs"). Avalon Point's written responses, including production of documents, if any, are attached hereto and incorporated by reference. These responses are made in the spirit of cooperation without waiving Avalon Point's right to contest the admissibility of any of this information at hearing. Pursuant to P.U.C. PROC. R 22.144(c)(2)(A), each response lists the preparer or person under whose direct supervision the response was prepared and the sponsoring witness, if any. Pursuant to P.U.C. PROC. R 22.144(c)(2)(F), Avalon Point stipulates that its responses may be treated by all Parties as if they were made under oath. For purposes of these responses, Avalon Point uses the same definitions set out in Commission Staff's RFIs. These responses may be supplemented if additional responsive documents are identified by APWS.

Respectfully submitted,

/s/ Stephen C. Dickman

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**ATTORNEY FOR AVALON POINT
WATER SYSTEM, LLC**

CERTIFICATE OF SERVICE

The undersigned hereby certifies 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 June 9, 2025 in accordance with the Order Suspending Rules issued in Project No. 50664.

/s/ Stephen C. Dickman

RESPONSES TO COMMISSION STAFF'S FOURTH REQUESTS FOR INFORMATION

Staff 2-1 Please provide copies of all emails, text messages, or written communications between TX Spur, its employees, or agents and Avalon, its employees, or agents between January 1, 2018, and April 11, 2023.

Answer: By agreement with PUC Staff, this response will be provided by June 13, 2025.

Staff 2-2 Admit or deny that <https://www.avalonpointwaterservices.com/> is Avalon Point's public facing website.

Answer: Admit. However, Avalon Point's website has been inactive for many years.

Prepared by: John Moore, General Manager

Sponsored by: John Moore, General Manager

Staff 2-3 Admit or deny that Avalon Point's latest tariff was approved in Commission Docket 55602.

Answer: Admit.

Prepared by: John Moore, General Manager

Sponsored by: John Moore, General Manager

Staff 2-4 Please identify all requests for service since January 1, 2018, that were not approved by Avalon Point, with a detailed explanation as to why service was not provided.

Answer:

Date	Applicant	Reason for no approval
2023-10-30	TX Spur, LLC	Applicant requested commercial service. Avalon Point's Tariff does not provide for commercial service.
2024-02-24	Pechc, Corinna	Applicant requested return of application fee.
2024-02-24	Goucher, Danny	Applicant requested return of application fee.
2024-02-24	DeGray, Riannon	TX Spur, acting as Applicant's agent, requested return of application fee.
2024-02-24	Martinez, Jose	Avalon Point responded to Mr. Martinez' application advising of conditions necessary to

		proceed with the application. Mr. Martinez did not respond.
2024-02-24	Jean, Keith	Avalon Point responded to Mr. Jean's application advising of conditions necessary to proceed with the application. Mr. Jean did not respond.
2024-02-24	Moffett, Michael	Avalon Point responded to Mr. Moffett's application advising of conditions necessary to proceed with the application. Mr. Moffett did not respond.
2024-02-24	Ramirez, Jose	Avalon Point responded to Mr. Ramirez's application advising of conditions necessary to proceed with the application. Mr. Ramirez did not respond.
2024-02-24	Waldren, John	Avalon Point responded to Mr. Waldren's application advising of conditions necessary to proceed with the application. Mr. Waldren did not respond.
2024-02-24	Golden, Christina	Avalon Point responded to Ms. Golden's application advising of conditions necessary to proceed with the application. Ms. Golden did not respond.
2024-02-24	Revet, Daniel	Avalon Point responded to Mr. Revet's application advising of conditions necessary to proceed with the application. Mr. Revet did not respond.

Prepared by: John Moore, General Manager

Sponsored by: John Moore, General Manager

Staff 2-5 Please provide a list of all customers within the TX Spur RV Park who applied for and/or received water service from Avalon Point since January 1, 2018. Please identify each requestor, the date of the request, and whether or not Avalon Point provided them with service.

Answer: See table in response to Staff 2-4 above.

Prepared by: John Moore, General Manager

Sponsored by: John Moore, General Manager

Staff 2-6 Admit or deny that Avalon Point Water System, LLC did not possess CCN # 12043 until February 23, 2023. If anything other than an unqualified "admit", please explain in detail.

Answer: Admit, although it has owned and operated the water system since acquiring it from the prior owners in 2009. Avalon Point filed the STM application to approve the transfer of the system to Avalon on September 30, 2021 in PUC Dk. No. 52662 and the STM application was given final approval on February 23, 2023.

Prepared by: John Moore, General Manager

Sponsored by: John Moore, General Manager

Staff 2-7 Please identify Avalon Point's annual water consumption on a monthly basis between the dates of March 1, 2023, and April 1, 2025.

Answer:

Month, Year	Water Produced from Well	Source
March, 2023	92500	Meter at Well
April, 2023	94600	Meter at Well
May, 2023	92100	Meter at Well
June, 2023	98700	Meter at Well
July, 2023	123100	Meter at Well
August, 2023	123200	Meter at Well
September, 2023	107900	Meter at Well
October, 2023	86300	Meter at Well
November, 2023	88200	Meter at Well
December, 2023	121800	Meter at Well
January, 2024	113800	Meter at Well
February, 2024	82300	Meter at Well
March, 2024	98300	Meter at Well
April, 2024	107700	Meter at Well
May, 2024	99300	Meter at Well
June, 2024	53700	Meter at Well
July, 2024	80400	Meter at Well
August, 2024	83600	Meter at Well
September, 2024	55200	Meter at Well
October, 2024	73600	Meter at Well
November, 2024	79100	Meter at Well
December, 2024	62800	Meter at Well
January, 2025	97400	Meter at Well
February, 2025	75800	Meter at Well
March, 2025	85900	Meter at Well
April, 2025	86900	Meter at Well
May, 2025	60500	Meter at Well

Prepared by: John Moore, General Manager

Sponsored by: John Moore, General Manager

Staff 2-8 Please provide Avalon Point's monthly capacity, in thousands of gallons, of water it is capable of providing to customers.

Answer: Avalon Point's current well is capable of providing up to 110,000 gallons per month to customers. Applicant has applied for and received a grant from the TWDB of \$300,000.00 (now in escrow) and has loan commitments of an additional \$85,000.00 from Communities Unlimited to construct a new well into the Cow Creek formation (approximately 1000-feet below ground surface). Avalon Point is now detailing contract specifications with a driller (and acceptable to the TWDB) to construct that well. Avalon Point expects that well to produce at least an additional 150,000 gallons per month.

Prepared by: John Moore, APWS

Sponsored by: John Moore, APWS