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Filing Date - 2023-08-16 09:06:52 AM

Control Number - 54861

Item Number - 10

DOCKET NO. 54861

PETITION OF GREGG LANE DEV LLC	§	PUBLIC UTILITY COMMISSION
TO AMEND AQUA WATER SUPPLY	§	
CORPORATION’S CERTIFICATE OF	§	OF TEXAS
CONVENIENCE AND NECESSITY IN	§	
TRAVIS COUNTY BY STREAMLINED	§	
EXPEDITED RELEASE	§	

ORDER NO. 4
FINDING PETITION ADMINISTRATIVELY COMPLETE AND
ESTABLISHING PROCEDURAL SCHEDULE

This Order addresses the April 17, 2023 petition of Gregg Lane Dev LLC to amend Aqua Water Supply Corporation’s certificate of convenience and necessity (CCN) number 10294 in Travis County by streamlined expedited release. On June 19 and July 31, 2023, Gregg Lane supplemented its petition.

I. Finding Petition Administratively Complete

On August 15, 2023, Commission Staff filed a recommendation regarding the sufficiency of the petition.

The administrative law judge (ALJ) finds the petition administratively complete.

II. Establishing Procedural Schedule

Under Texas Water Code § 13.2541, the granting of streamlined expedited release initiates an appraisal process to determine the amount of monetary compensation that may be owed by the landowner to the CCN holder for the tract of land that was released. Therefore, an order granting approval for streamlined expedited release is interim in nature and, in the event the requested release is approved, the docket will continue for the purpose of determining the issue of compensation.

The following procedural schedule applies in this case:

Event	Date
Deadline for the CCN holder to file a response, verified by a notarized affidavit, to the administratively complete petition	September 5, 2023
Deadline for petitioner to file a response to CCN holder's response to the administratively complete petition	September 12, 2023
Deadline for Commission Staff's recommendation on final disposition	September 26, 2023
Sixty-day administrative approval of streamlined expedited release	October 16, 2023 ¹
<i>In the event streamlined expedited release is granted and the petitioner and the CCN holder can select an agreed-upon appraiser</i>	
Deadline for the petitioner and the CCN holder to make a filing stating that they have selected an agreed upon appraiser	Within 10 days after the Commission approves streamlined expedited release
Deadline for appraiser's report	Within 70 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by the petitioner to the CCN holder	Within 60 days after appraiser's report
Deadline for the petitioner to pay any compensation due to the CCN holder	Within 90 days of the Commission's final order on compensation
<i>In the event streamlined expedited release is granted and the petitioner and the CCN holder are unable to select an agreed-upon appraiser</i>	
Deadline for the petitioner and the CCN holder to make a filing stating that they have been unable to select an agreed upon appraiser	Within 10 days after the Commission approves streamlined expedited release
Deadline for reports from the petitioner's appraiser and the CCN holder's appraiser	Within 70 days after the Commission approves streamlined expedited release
Deadline for Commission Staff's appraiser's report	Within 100 days after the Commission approves streamlined expedited release
Deadline for Commission's final order determining the amount of monetary compensation, if any, owed by the petitioner to the CCN holder	Within 60 days after Commission receives the final appraisal
Deadline for the petitioner to pay any compensation due to the CCN holder	Within 90 days of Commission's final order on compensation

¹ The 60-day deadline falls on Sunday, October 15, 2023, a date on which the Commission is closed for business. Under 16 Texas Administrative Code § 22.4(a), the deadline moves to the next day the Commission is open for business, Monday, October 16, 2023.

Signed at Austin, Texas on the 16th day of August 2023.

PUBLIC UTILITY COMMISSION OF TEXAS

A handwritten signature in black ink, appearing to read 'Isaac TA', written over a horizontal line.

ISAAC TA

ADMINISTRATIVE LAW JUDGE