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TARIFF CONTROL NO. 55047

APPLICATION OF UNDINE TEXAS, LLC FOR A PASS-THROUGH RATE CHANGE § **PUBLIC UTILITY COMMISSION**
§
§ **OF TEXAS**

COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY, NOTICE, AND PROCEDURAL SCHEDULE

On May 25, 2023, Undine Texas, LLC (Undine) filed an application for approval of a proposed pass-through rate change pursuant to 16 Texas Administrative Code (TAC) § 24.25(b)(2) and Ordering Paragraph No. 6 of the Notice of Approval filed in Docket No. 53209.¹ Undine proposes a pass-through rate change for four subdivisions: Porter Terrace Subdivision in Montgomery County (Public Water System (PWS) No. 1700161); Spring Forest Subdivision in Montgomery County (PWS No. 1700033); Hazy Hollow East Estate Subdivision in Montgomery County (PWS No. 1700013); and River Club Water Company in Montgomery County (PWS No. 1700185).

On May 30, 2023, the administrative law judge filed Order No. 1 requiring the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation regarding the sufficiency of the application and notice and propose a procedural schedule, if appropriate, by June 26, 2023. Therefore, this pleading is timely filed.

I. APPLICATION AND NOTICE SUFFICIENCY

Staff has reviewed the application and recommends that it is sufficiency for further review. Staff does not comment on the merits of the application at this time. Staff has reviewed the notice provided by Undine and recommends that it be deemed sufficient.

¹ *Application of Undine Texas, LLC for a Pass Through Rate Change*, Docket No. 53209, Notice of Approval (Oct. 29, 2022).

II. PROPOSED PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule for further processing:

Event	Date
Deadline for intervention and intervenor Comments or intervenors' request for a hearing	July 10, 2023
Deadline for Staff's final recommendation or request for a hearing	July 24, 2023
Deadline for Undine's response to Staff's recommendation or to request a hearing	August 4, 2023
If no hearing is requested, deadline for the parties to submit a proposed order that includes findings of fact, conclusions of law, and ordering paragraphs.	August 14, 2023

III. CONCLUSION

For the reasons detailed above, Staff respectfully requests that Undine's application and notice be deemed sufficient, and that the procedural schedule above be adopted for continued processing of this matter.

Dated: June 26, 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 on June 26, 2023 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Arnett D. Caviel
Arnett D. Caviel