



## **Filing Receipt**

**Filing Date - 2023-09-13 11:35:21 AM**

**Control Number - 55142**

**Item Number - 7**

**DOCKET NO. 55142**

<b>PETITION OF CENTURY LAND</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>HOLDINGS II, LLC AND GRBK</b>	<b>§</b>	
<b>EDGEWOOD, LLC TO DECERTIFY A</b>	<b>§</b>	<b>OF TEXAS</b>
<b>PORTION OF AQUA WATER SUPPLY</b>	<b>§</b>	
<b>CORPORATION'S CERTIFICATE OF</b>	<b>§</b>	
<b>CONVENIENCE AND NECESSITY IN</b>	<b>§</b>	
<b>BASTROP COUNTY</b>	<b>§</b>	

**COMMISSION STAFF'S SUPPLEMENTAL RECOMMENDATION ON  
ADMINISTRATIVE COMPLETENESS**

On June 14, 2023, Century Land Holdings II, LLC and GRBK Edgewood, LLC (jointly, Petitioners) filed a petition to decertify a portion of Aqua Water Supply Corporation's certificate of convenience and necessity number 10294 in Bastrop County.

On July 14, 2023, the administrative law judge (ALJ) filed Order No. 2, requiring the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental recommendation on the administrative completeness of the petition, along with a proposed procedural schedule, if appropriate, by September 13, 2023. Therefore, this pleading is timely filed.

**I. ADMINISTRATIVE COMPLETENESS**

Staff has reviewed the petition and as detailed in the attached memorandum from Chase Lipscomb, Infrastructure Division, recommends that the petition be found administratively incomplete at this time. Staff recommends that the Petitioners be ordered to cure the deficiencies identified in the attached memorandum from Mr. Lipscomb by October 13, 2023, and that Staff be given a deadline of November 13, 2023, to file a supplemental recommendation on the administrative completeness of the petition, notice, and propose a procedural schedule.

**II. PROCEDURAL SCHEDULE**

In accordance with Staff's deficiency recommendation, Staff does not propose a procedural schedule for further processing of the petition at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation that the petition be found administratively complete.

### **III. CONCLUSION**

For the reasons detailed above, Staff recommends that the petition be found administratively incomplete, that the Petitioners be ordered to file supplemental information to cure the deficiencies in the petition by October 13, 2023, and that Staff be given a deadline of November 13, 2023, to file a supplemental recommendation on the administrative completeness of the petition, notice, and propose a procedural schedule. Staff respectfully requests an order consistent with these recommendations.

Date: September 13, 2023

#### **PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION**

Marisa Lopez Wagley  
Division Director

Andy Aus  
Managing Attorney

/s/ David Berlin  
David Berlin  
State Bar No. 24126088  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326  
(512) 936-7442  
(512) 936-7268 (facsimile)  
David.Berlin@puc.texas.gov

**DOCKET NO. 55142**

#### **CERTIFICATE OF SERVICE**

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document will be provided to all parties of record via electronic mail on September 13, 2023, in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ David Berlin  
David Berlin

# *Public Utility Commission of Texas*

---

## **Memorandum**

**TO:** David Berlin, Attorney  
Legal Division

**FROM:** Chase Lipscomb, Infrastructure Analyst  
Infrastructure Division

**DATE:** September 13, 2023

**RE:** Docket No. 55142 – *Petition of Century Land Holdings II, LLC and GRBK Edgewood, LLC to Decertify a Portion of Aqua Water Supply Corporation's Certificate of Convenience and Necessity in Bastrop County*

---

On June 16, 2023, Century Land Holdings II, LLC and GRBK Edgewood, LLC (Century Land & Edgewood) filed a petition to decertify a portion of Aqua Water Supply Corporation's (Aqua WSC) water Certificate of Convenience and Necessity (CCN) No. 10294 in Bastrop County, Texas under Texas Water Code (TWC) § 13.254(a) and 16 Texas Administrative Code (TAC) § 24.245(d).

Based on my technical review of the additional information filed on August 15, 2023, I recommend that the application be deemed administratively incomplete. Therefore, I further recommend that Century Land & Edgewood and Aqua WSC be ordered to provide additional information regarding the 6 residences inside the requested area that are receiving water service from Aqua WSC. Please explain what effect this petition will have on these 6 residences.