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TARIFF CONTROL NO. 55428

APPLICATION OF CONCHO RURAL	§	PUBLIC UTILITY COMMISSION
WATER CORPORATION FOR	§	
JANUARY 2023-JUNE 2023 TRUE-UP	§	OF TEXAS
REPORT AND PASS-THROUGH	§	
GALLONAGE CHARGE FOR GROUP 2	§	
CUSTOMERS	§	

**COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF THE
APPLICATION, NOTICE, AND PROPOSED PROCEDURAL SCHEDULE**

On September 1, 2023, Concho Rural Water Corporation (Concho), certificate of convenience and necessity (CCN) No. 11361, filed an application to implement a pass-through gallonage charge (PTGC) for its Group 2 customers under 16 Texas Administrative Code (TAC) § 24.25(b)(2), regarding the January 2023-June 2023 true-up report filed in compliance with its approved PTGC adjustment provision in its Water Utility Tariff, approved in the final order of Docket No. 49892. Its

On October 3, 2023, the administrative law judge (ALJ) filed Order No. 2, establishing a deadline of October 9, 2023, for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation on the sufficiency of the application and notice, and propose a procedural schedule. Therefore, this pleading is timely filed.

I. RECOMMENDATION ON APPLICATION SUFFICIENCY AND NOTICE

Staff has reviewed Concho application and, as detailed in the attached memorandum of Vonetta Jackson, Rate Regulation Division, recommends that the application be deemed administratively complete under 16 TAC § 24.25(b)(2)(F). Further, Staff has reviewed the content of Concho’s notice to customers and recommends that it satisfies the requirements of 16 TAC 24.25(b)(2)(F)(ii).

II. PROCEDURAL SCHEDULE

In accordance with its sufficiency recommendation, Staff proposes the following procedural schedule:

Event	Dates
Deadline for intervention and intervenor comments	October 16, 2023 ¹
Deadline for Staff's final recommendation or request for hearing	November 29, 2023
Deadline for Concho to file a response to Staff's recommendation or to request a hearing	December 8, 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	December 21, 2023

III. CONCLUSION

Staff respectfully requests entry of an order consistent with this pleading.

Date: October 9, 2023

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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¹ Under 16 TAC § 22.104(b), the deadline to file a motion to intervene is forty-five (45) days from the date the application is filed with the Commission, unless otherwise provided by statute, Commission rule, or order of the presiding officer. The application was filed on March 31, 2023. Forty-five days after March 31, 2023, is May 15, 2023.

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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 via electronic mail on October 9, 2023 in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Dylan King
Dylan King

Public Utility Commission of Texas

Memorandum

TO: Dylan King, Attorney
Legal Division

FROM: Vonetta Jackson, Regulatory Accountant
Rate Regulation Division

DATE: October 9, 2023

RE: Tariff Control No. 55428 – *Application of Concho Rural Water Corporation for January 2023-June 2023 True-Up Report and Pass-Through Gallonage Charge for Group 2 Customers*

On September 1, 2023, Concho Rural Water Corporation (Concho) filed an application for an update to its January 2023 through June 2023 True-Up Report and Pass-Through Gallonage Charge applicable to Group 2 customers using the standards of 16 Texas Administrative Code (TAC) § 24.25(b)(2)(F).

Based on a review of the initial application filed September 1, 2023, I recommend that the notice be found sufficient and the be found application administratively complete.

cc: Anna Givens, Director, Rate Regulation
Andy Aus, Managing Attorney