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APPLICATION OF GREEN ACRES	§	PUBLIC UTILITY COMMISSION
MOBILE HOME PARK-RIVERVIEW	§	
ESTATES FOR A CLASS D RATE	§	OF TEXAS
ADJUSTMENT	§	

**ORDER NO. 1
REQUIRING COMMENTS ON ADMINISTRATIVE COMPLETENESS AND
ADDRESSING PROCEDURAL MATTERS**

This Order addresses the September 19, 2023 application of Green Acres Mobile Home Park-Riverview Estates for a class D rate adjustment for certificate of convenience and necessity (CCN) number 11785. The application indicates there are 110 active water connections.

**I. Requiring Recommendations on Administrative Completeness
of the Application and Other Matters**

By October 19, 2023, Commission Staff must file comments on the administrative completeness of the application. Further, if Commission Staff recommends that the application be deemed administratively complete, Commission Staff must also file a recommendation on final disposition, including, if necessary, all information required by 16 Texas Administrative Code (TAC) § 24.49(e)(1)-(3), and prepare a draft notice that complies with 16 TAC § 24.49(f)(2).

The administrative law judge (ALJ) also requires clarification regarding the proper name of the applicant. Over the years, multiple variations on the applicant's name have been used:

- The current application identifies the applicant as “Green Acres M/H Park-RiverView Estates.”
- In Docket No. 48839,¹ the Commission approved a 5% rate increase for “Green Acres Mobile Home Park, LLC”.
- In Docket No. 51279,² the Commission approved a 5% rate increase for “Green Acres MHP-Riverview Estates”
- The Commission's water utility database identifies the holder of CCN number 11785 as “Green Acres Mobile Home Park-Riverview Estates”.

¹ *Application of Green Acres Mobile Home Park for a Price Index Rate Adjustment*, Docket No. 48839, Notice of Approval (Dec. 21, 2018).

² *Application of Green Acres MHP-Riverview Estates for a Class D Rate Adjustment*, Docket No. 51279, Notice of Approval (Feb. 5, 2021).

By October 6, 2023, the parties must confer and Commission Staff must file a clarification regarding the correct name of the utility filing the current Class D rate adjustment. Commission Staff must include any relevant filings from the Texas secretary of state's office.

II. Discovery

Discovery may proceed informally; however, objections to requests for information (RFIs) must be electronically filed and served within 10 days of receiving the RFI.³ Objections must include a statement that negotiations were conducted diligently and in good faith. If the parties are unable to resolve a discovery dispute, a motion to compel a response to an RFI must be electronically filed and served within five working days of receipt of an objection. The motion to compel must specify the grounds for the motion.

III. Filing Requirements

Service of pleadings is typically governed by 16 Texas Administrative Code (TAC) § 22.74. However, the Commission has issued a Second Order Suspending Rules, which has suspended the service requirements found in 16 TAC § 22.74.⁴ As long as the Second Order Suspending Rules remains in effect, all parties must file any pleading or document with the Commission solely through the Interchange on the Commission's website and provide notice, by email, to all other parties that the pleading or document has been filed with the Commission, unless otherwise ordered by the presiding officer. It will be incumbent upon all other parties to obtain a copy of the pleading or document by accessing the Interchange.

All parties are required to provide their current address, telephone and fax numbers, and **e-mail address**, if available, to the Commission and all other parties by electronically filing and serving all parties with such information. Each party must provide the Commission and all other parties with updated address, telephone, fax, and **e-mail address** information, if such information changes. The telephone and fax numbers will be placed on the service list for this proceeding. Parties are responsible for updating their own service lists to reflect changed information and the addition of any other parties.

³ See *Issues Related to the State of Disaster for Coronavirus Disease 2019*, Docket No. 50664, Second Order Suspending Rules (Jul. 16, 2020).

⁴ *Id.*

IV. Ex Parte Communications

In accordance with 16 TAC § 22.3(b)(2), *ex parte* communications with the administrative law judge and presiding officer are prohibited. Parties must communicate with the ALJ only through written documents filed with the Commission's filing clerk and served on all parties. Questions concerning this Order or any other order must be submitted in writing, filed with the Commission, and served on all parties of record.

Signed at Austin, Texas on the 22nd day of September 2023.

PUBLIC UTILITY COMMISSION OF TEXAS



**REBECCA BROMLEY-WILLIAMS
ADMINISTRATIVE LAW JUDGE**