



## **Filing Receipt**

**Filing Date - 2023-11-30 01:45:21 PM**

**Control Number - 55783**

**Item Number - 3**

**DOCKET NO. 55783**

<b>STACIE SMITH'S APPEAL OF THE</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>COST OF OBTAINING SERVICE FROM</b>	<b>§</b>	
<b>LIBERTY CITY WATER SUPPLY</b>	<b>§</b>	<b>OF TEXAS</b>
<b>CORPORATION</b>	<b>§</b>	

**COMMISSION STAFF'S COMMENTS ON THE ADMINISTRATIVE  
COMPLETENESS OF THE APPEAL AND NOTICE AND PROPOSED PROCEDURAL  
SCHEDULE**

On October 30, 2023, Stacie Smith filed an appeal of the cost of obtaining service from Liberty City Water Supply Corporation (Liberty City WSC) under Texas Water Code § 13.043(g) and 16 Texas Administrative Code (TAC) § 24.101(g). Ms. Smith stated that the total estimated cost to obtain service from the WSC is \$4,003.00.

On November 1, 2023, the administrative law judge filed Order No. 1, directing the Staff (Staff) of the Public Utility Commission of Texas to file comments on the administrative completeness of the petition, a recommendation regarding how to proceed with the petition, and propose a procedural schedule by November 30, 2023. Therefore, this pleading is timely filed.

**I. ADMINISTRATIVE COMPLETENESS**

Staff has reviewed the petition filed by Ms. Smith and, as detailed in the memorandum from Joseph Cooper of the Infrastructure Division, recommends that the petition is administratively complete. Staff's recommendation on administrative completeness is not a comment on the merits of the petition.

**II. NOTICE**

Notice in this proceeding is governed by 16 TAC § 22.55. Staff recommends that the only entity affected by this petition is Liberty City WSC and therefore, it is reasonable to require Ms. Smith to provide notice to Liberty City WSC. It is unclear from Ms. Smith's petition whether a copy of the petition was given to Liberty City WSC. Accordingly, Staff recommends that Ms. Smith be ordered to file proof that a copy of the petition was sent to Liberty City WSC.

### III. PROPOSED PROCEDURAL SCHEDULE

In accordance with Staff's sufficiency and notice recommendations, Staff proposes the following procedural schedule for continued processing of this docket:

Event	Date
Deadline for Ms. Smith to file proof that a copy of the petition was sent to Liberty City WSC	December 14, 2023
Deadline for Liberty City WSC to file a response to the petition	January 11, 2024
Deadline for Staff to file a recommendation on sufficiency of notice, along with a procedural schedule for continued processing	February 8, 2024

### IV. CONCLUSION

For the reasons detailed above, Staff recommends that the petition be deemed administratively complete, that Ms. Smith be directed to provide notice of the petition to Liberty City WSC, and that the proposed procedural schedule be adopted. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: November 30, 2023

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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/s/ Kelsey Daugherty  
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**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 November 30, 2023, in accordance with the Second Order Suspending Rules, filed in Project No. 50664.

/s/ Kelsey Daugherty  
Kelsey Daugherty

# *Public Utility Commission of Texas*

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## **Memorandum**

**To:** Kelsey Daugherty, Attorney  
Legal Division

**From:** Joseph Cooper, Engineering Specialist  
Infrastructure Division

**Date:** November 30, 2023

**RE:** **Docket No. 55783**, Stacie Smith's Appeal of the Cost of Obtaining Service from Liberty City Water Supply Corporation

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On October 31, 2023, Stacie Smith (Ms. Smith) filed with the Public Utility Commission of Texas an appeal of the cost of obtaining service from Liberty City Water Supply Corporation under Texas Water Code (TWC) § 13.043(g) and 16 Texas Administrative Code § 24.101(g).

An appeal under TWC § 13.043(g) must be initiated within 90 days after written notice of the amount to be paid to obtain service is provided to the applicant. Ms. Smith filed the appeal on October 31, 2023, and the notice of the amount to obtain service was provided to Ms. Smith on September 7, 2023, which meets the 90 day filing requirement.

Staff has reviewed the information provided by Mr. Garcia and recommends the application be deemed sufficient for filing.