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DOCKET NO. 56610

RATEPAYERS' APPEAL OF THE	§	PUBLIC UTILITY COMMISSION
DECISION BY LEROY-TOURS-	§	
GERALD WATER SUPPLY	§	OF TEXAS
CORPORATION TO CHANGE RATES	§	

**COMMISSION STAFF'S RECOMMENDATION ON THE ADMINISTRATIVE
COMPLETENESS OF THE APPEAL**

On May 14, 2024, ratepayers of Leroy-Tours-Gerald Water Supply Corporation (Leroy-Tours-Gerald WSC) filed an appeal of the decision by Leroy-Tours-Gerald WSC's board of directors to change water rates under Texas Water Code (TWC) § 13.043(b)(1) and 16 Texas Administrative Code (TAC) § 24.101(c)(1).

On May 15, 2024, 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 appeal and to propose a procedural schedule by June 12, 2024. Therefore, this pleading is timely filed.

I. ADMINISTRATIVE COMPLETENESS

Staff has reviewed the appeal and, as detailed in the attached memorandum from Roshan Pokhrel of the Infrastructure Division, recommends that the appeal is administratively complete under the requirements of 16 TAC § 24.103. Staff's review indicates that the appeal was timely filed and contains a sufficient number of signatures as required by TWC § 13.043(c) and 16 TAC §§ 24.101(b) and 24.103(b). Further, regarding the requirement in Order No. 1 to confer with the ratepayers and Leroy-Tours-Gerald WSC, Staff has conferred with Leroy-Tours-Gerald WSC and agrees with the proposed schedule filed by Leroy-Tours-Gerald WSC on June 11, 2024. This recommendation does not address the merits of the appeal.

II. CONCLUSION

For the reasons detailed above, Staff respectfully requests the entry of an order finding the appeal administratively complete and adopting the schedule proposed by Leroy-Tours-Gerald WSC on June 11, 2024.

Dated: June 12, 2024

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 will be provided to all parties of record via electronic mail on June 12, 2024, in accordance with the Second Order Suspending Rules, filed in Project No. 50664.

/s/ Kelsey Daugherty
Kelsey Daugherty

Public Utility Commission of Texas

Memorandum

TO: Kelsey Daugherty, Attorney
Legal Division

FROM: Roshan Pokhrel, P.E.
Infrastructure Division

DATE: June 12, 2024

RE: **Docket No. 56610** – *Ratepayers' Appeal of the Decision by Leroy-Tours-Gerald Water Supply Corporation to Change Rates*

On May 14, 2024, ratepayers of Leroy-Tours-Gerald Water Supply Corporation (Ratepayers) filed an appeal of the decision by Leroy-Tours-Gerald Water Supply Corporation's (WSC) board of directors to change water rates under Texas Water Code (TWC) § 13.043(b)(1) and 16 Texas Administrative Code (TAC) § 24.101(c)(1).

An appeal under TWC § 13.043(b) must be initiated within 90 days after the effective date of the rate change and the petition must be signed by 10% of the ratepayers whose rates have been changed, per 16 TAC § 24.101(b). The effective date of the rate change was April 1, 2024.¹ Therefore, the 90-day deadline to initiate an appeal with the Commission is June 30, 2024 and the Ratepayers timely filed the appeal on May 14, 2024. Also, the total number of residential customers affected by the rate increase is 598.² The Ratepayers' petition includes signatures from at least 95 affected residential customers,³ which meets 10% of the ratepayers whose rates have been affected. Thus, the filing requirements were met.

Staff has reviewed the information provided by the Ratepayers and recommends the petition be deemed sufficient.

¹ *Ratepayers' Appeal of the Decision by Leroy-Tours-Gerald Water Supply Corporation to Change Rates, Petition*

² *Id.*, Cover Letter

³ *Id.*, Cover Letter