



## **Filing Receipt**

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**PUC DOCKET NO. 57445**

<b>PETITION OF HERITAGE CARDIFF</b>	<b>§</b>	
<b>SPE, LLC, PURSUANT TO TEXAS</b>	<b>§</b>	
<b>WATER CODE § 13.043 FOR REVIEW</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>OF DECISION BY NORTHWEST</b>	<b>§</b>	
<b>HARRIS COUNTY MUNICIPAL</b>	<b>§</b>	<b>OF</b>
<b>UTILITY DISTRICT NO. 36 TO</b>	<b>§</b>	<b>TEXAS</b>
<b>CHANGE RATES</b>	<b>§</b>	

**HERITAGE CARDIFF SPE, LLC’S REQUEST FOR REFERRAL TO SOAH AND  
PROPOSED PROCEDURAL SCHEDULE**

Heritage Cardiff SPE, LLC (“Heritage Cardiff”) files this Request for Referral to SOAH and Proposed Procedural Schedule. Heritage Cardiff conferred with the Public Utility Commission of Texas (“Commission”) Staff, and Northwest Harris County Municipal Utility District No. 36 (the “District”), but could not reach an agreement on the attached proposed procedural schedule. Order No. 1 required the parties to confer and file comments on how this proceeding should be processed and propose a procedural schedule by January 17, 2025. Therefore, this request is timely filed. In support, Heritage Cardiff shows as follows:

**I. REQUEST FOR REFERRAL TO SOAH**

On December 16, 2024, Heritage Cardiff filed its Petition appealing the District’s decision to change rates.<sup>1</sup> As part of its Petition, Heritage Cardiff requested establishment of interim rates.<sup>2</sup> Given the procedural posture of this matter, Heritage Cardiff requests that this matter be referred to SOAH.

**II. PROPOSED PROCEDURAL SCHEDULE**

The Proposed Procedural Schedule is included as Attachment A to this filing. Heritage Cardiff requests that this matter be transferred to SOAH so the Procedural Schedule may be adopted.

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<sup>1</sup> Petition of Heritage Cardiff SPE, LLC Appealing the Decision of Northwest Harris County Municipal Utility District No. 36 to Change Rates (Dec. 16, 2024).

<sup>2</sup> *Id.* at 8–9.

**PRAYER**

WHEREFORE, PREMISES CONSIDERED, Heritage Cardiff respectfully requests that the Commission (1) transfer this matter to SOAH, and (2) enter an order reflecting the same.

Dated: January 16, 2025

Respectfully submitted,

*/s/ Lauren Fincher*

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**ATTORNEYS FOR HERITAGE CARDIFF SPE, LLC**

**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties in this proceeding on January 16, 2025 via email in accordance with the Commission's Second Order Suspending Rules issued in Project No. 50664 on July 16, 2020.

*/s/ Cole Hutchison*

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Cole Hutchison

## ATTACHMENT A

Heritage Cardiff SPE LLC (“Heritage Cardiff”) proposes the following procedural schedule for consideration of the appeal of the water rates established by the Northwest Harris County Municipal Utility District No. 36 (“District”):

<b>ACTION</b>	<b>TIME PERIOD</b>
Deadline to file exhibits for hearing on Heritage Cardiff’s Motion for Interim Rates	Tuesday, March 18, 2025
<b>Hearing on Heritage Cardiff’s Motion for Interim Rates</b>	Thursday, March 20, 2025, 10:00 A.M.
<b>Deadline for District to file direct testimony</b>	Tuesday, April 15, 2025
Deadline to file written objections to District testimony	Tuesday, April 22, 2025
Deadline to file written response to objections on the District’s direct testimony	Tuesday, April 29, 2025
<b>Deadline for Heritage Cardiff to file direct testimony</b>	Wednesday, June 11, 2025
Deadline to file written objections to Heritage Cardiff’s direct testimony	Wednesday, June 18, 2025
Deadline to file written response to objections to Heritage Cardiff direct testimony	Wednesday, June 25, 2025
<b>Deadline for Staff to file direct testimony</b>	Wednesday, July 9, 2025
Deadline to identify individual(s) whom the party intends to depose	Monday, July 14, 2025
Deadline to file written objections to Staff direct testimony	Wednesday, July 16, 2025
Deadline to propound discovery on direct cases	Wednesday, July 16, 2025
Deadline to conduct depositions	Wednesday, July 23, 2025

Deadline to file written response to objections to Staff direct testimony	Wednesday, July 23, 2025
Settlement Conference	Thursday, August 7, 2024
<b>Deadline for District to file rebuttal testimony</b>	Thursday, August 28, 2025
<b>Deadline for Staff and Heritage Cardiff to file cross-rebuttal testimony</b>	Thursday, August 28, 2025
Deadline to file written objections to rebuttal or cross-rebuttal testimony	Tuesday, September 9, 2025
Deadline to file written response to objections on rebuttal or cross-rebuttal testimony	Tuesday, September 16, 2025
Deadline to file Motion for Summary Decision	Friday, September 19, 2025
Deadline to file Pre-Hearing Submissions (Exhibit List, Cross Examination List, etc. filed on PUC Interchange. Exhibits and Exhibit Lists uploaded to Interchange by 5pm)	Wednesday, October 8, 2025
Prehearing conference	Tuesday, October 14, 2025
<b>Hearing on the merits</b>	<b>Wednesday– Thursday, October 15–16, 2025</b>
Initial Briefs	Wednesday, November 19, 2025
Reply Briefs (with proposed Findings of Fact, Conclusions of Law, and Ordering Paragraphs)	Wednesday, December 17, 2025

#### **Other Miscellaneous Procedure(s)**

- Upon filing of a motion for summary decision pursuant to 16 Texas Administrative Code (“TAC”) 22.182, the deadline for response under 16 TAC 22.182(c) shall not apply.

Instead, within two working days after filing of the motion for summary decision, the parties shall request the Administrative Law Judge establish a response deadline.

- All discovery requests received after 3:00 PM will be treated as received the following business day.
- The parties may not request production of testimony drafts.
- Service may be made on all parties via the PUC Interchange. If a filing requires action from another party, direct service must be made on the party from whom action is required.
- The Commission's standard deadlines for discovery responses and objections to discovery responses shall apply to this proceeding.<sup>3</sup>
- Regarding motions to compel and responses to motions to compel, the parties shall have ten working days after receipt of an objection to file a motion to compel. A response to a motion to compel shall be filed within 10 working days after receipt of the motion. Any request for in camera inspection shall be filed within five working days of the receipt of the motion to compel. The objecting party shall provide the documents to the presiding officer, under seal, no later than three working days after it requests an in-camera inspection. To the extent not addressed herein, the Commission's rules concerning requests for information shall apply.

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<sup>3</sup> See 16 Tex. Admin Code §22.144(c)–(d).