

***MEETING OF THE
PUBLIC UTILITY COMMISSION OF TEXAS***

**Thursday, April 27, 2023, 9:30 A.M.
Commissioners' Hearing Room
7th Floor, William B. Travis Building**

Project No. 54446 - Open Meeting Agenda items without an associated control number.
Project No. 54447 - Work Session Agenda items without an associated control number.

AGENDA

Items to be taken up without discussion: 3, 4, 7, 10, 11, 13, 14, 15, 16, 17, 18, 20, 21, 22, 23, 24, 28, 30, and 38.

Items that will not be taken up: N/A

1. Public comment for matters not specifically posted on this agenda.

WATER

2. Docket No. 48836; SOAH Docket No. 473-19-1422.WS – Petition of Paloma Lake Municipal Utility District No., 1, Paloma Lake Municipal Utility District No. 2, Vista Oaks Municipal Utility District, Williamson County Municipal Utility District No. 11 Appealing the Wholesale Water and Wastewater Rates Imposed by the City of Round Rock. (Order on Appeal) Ariadna Garcia
3. Docket No. 52867 – Petition of Tim Bennett Engineering & Construction, Inc. to Discontinue Service and Cancel a Certificate of Convenience and Necessity in Collin County. (Final Order) Alex Scheifler
4. Docket No. 53953 – Complaint of Hakuna Matata Investments, LLC Against City of Weatherford. (Final Order) Johann Rupp
5. Docket No. 54051 – Application of Texas Water Utilities, LP for a Pass Through Rate Change. (Final Order) Austin Spraetz
6. Docket No. 54316 – Joint Application of SW Merger Acquisition Corp., Corix Infrastructure (US) Inc., Texas Water Utilities, LP, Corix Utilities (Texas) Inc., SWWC Utilities, Inc., and Midway Water Utilities, Inc. for an Order Finding that Approval of a Merger Transaction is not Required Under Texas Water Code § 13.302 or, Alternatively, for Approval of Merger of Transaction under Texas Water Code § 13.302. (Order on Certified Issues) Johann Rupp
7. Docket No. 54417 – Petition of Greenwood Land Holdings, LLC to Amend G & W Water Supply Corporation's Certificate of Convenience and Necessity in Waller County by Streamlined Expedited Release. (Final Order) Cheri Hasz

**MEETING OF THE P.U.C. AGENDA
APRIL 27, 2023**

8. Docket No. 54678 – Request for an Emergency Order to Compel Channel Oaks Water System LLC to Provide Continuous and Adequate Water Service. (Final Order) Alex Scheifler
9. Discussion and possible action regarding implementation of state legislation affecting water and sewer companies, current and projected rulemakings and other projects, comments to other state agencies, and Commission priorities.

COMMUNICATIONS

10. Docket No. 52359 – Application of Nexstream for a Service Provider Certificate of Operating Authority. (Final Order) John Kelly
11. Docket No. 54068 – Petition of Windstream Sugar Land, LLC to Deregulate Certain Markets with a Population Over 100,000. (Final Order) Cheri Hasz
12. Discussion and possible action regarding implementation of state and federal legislation affecting telecommunications markets, current and projected rulemakings and other projects, comments to other state and federal agencies, and Commission priorities.

ELECTRIC

13. Docket No. 53142 – Notice of Violation by Chamon Power, LLC for Violations of 16 TAC § 25.55, Concerning Winter Weather Readiness Reporting Requirements, and 16 TAC § 25.109(h), Relating to Post-Registration Requirements for Power Generation Companies. (Final Order) Lori Patrick
14. Docket No. 54039; SOAH Docket No. 473-23-02394 – Application of Southwestern Electric Power Company to Amend Its Distribution Cost Recovery Factor. (Final Order) Grace Lager
15. Docket No. 54234 – Application of Southwestern Electric Power Company to Implement an Interim Fuel Surcharge. (Final Order) Grace Lager
16. Docket No. 54282 – Application of Southwestern Public Service Company to Implement an Interim Net Surcharge for Under-Collected Fuel Costs. (Final Order) Johann Rupp
17. Docket No. 54297 – Petition to Direct Disbursement of PURA Chapter 39, Subchapter N Proceeds Designated to Iberdrola Solutions LLC. (Final Order) John Kelly
18. Docket No. 54300 – Petition to Direct Disbursement of PURA Chapter 39, Subchapter N Proceeds Designated to ATG Clean Energy Holdings Inc. (Final Order) John Kelly
19. Docket No. 54383 – Application of El Paso Electric Company for a Limited Code of Conduct Waiver and Amendments to Its Code of Conduct and Compliance Plan. (Final Order) Cheri Hasz

MEETING OF THE P.U.C. AGENDA
APRIL 27, 2023

20. Docket No. 54394 – Settlement Agreement and Report to Commission Relating to Commission Staff’s Investigation of Oncor Electric Delivery Company LLC Concerning Violations of 16 TAC § 25.214(c), Related to Transmission and Distribution Utility Tariffs. (Final Order) Johann Rupp
21. Docket No. 54412 – Settlement Agreement and Report to the Commission Relating to Commission Staff’s Investigation of American PowerNet Management, LP Concerning 16 TAC § 25.43(H)(1), Related to REP Eligibility to Serve as POLR Provider. (Final Order) Abbey Jones
22. Docket No. 54461 – Southwestern Electric Power Company’s Compliance Filing to Update Its Dolet Hills Rate Rider in Accordance with the Final Order in Docket No. 51415. (Final Order) Austin Spraez
23. Docket No. 54592 – Settlement Agreement and Report to the Commission Relating to Commission Staff’s Investigation of CPS Energy Concerning Deployment of Responsive Reserve Service under PURA § 39.151(j), 16 TAC § 25.503(f)(2), ERCOT Nodal Protocols § 8.1.1.4.2(1)(a), and ERCOT Operating Guide § 7.1.2(1)(j). (Final Order) Alex Scheifler
24. Docket No. 54684 – Settlement Agreement and Report to the Commission Regarding Commission Staff’s Investigation of Direct Energy, LP, CPL Retail Energy L.P., and First Choice Power, LLC Concerning the Commission’s Orders Implementing the COVID-19 Electricity Relief Program. (Final Order) Abbey Jones
25. Project No. 51879 – Information Related to the Western Energy Imbalance Market. (Discussion and possible action)
26. Project No. 52373 – Review of Wholesale Electric Market Design. (Discussion and possible action)
27. Project No. 53298 – Wholesale Electric Market Design Implementation. (Discussion and possible action)
28. Project No. 53710 – Project to Monitor Distribution and Usage of PURA Chapter 39, Subchapter N Proceeds. (Discussion and possible action) Floyd Walker
29. Project No. 54444 – CY 2023 Reports of the Electric Reliability Council of Texas. (Discussion and possible action)
30. Project No. 54445 – CY 2023 Review of Rules Adopted by the Independent Organization. (Discussion and possible action) Harika Basaran
31. Project No. 54584 – Reliability Standard for the ERCOT Market. (Discussion and possible action) Werner Roth

**MEETING OF THE P.U.C. AGENDA
APRIL 27, 2023**

32. Project No. 37344 - Information Related to the Entergy Regional State Committee. (Discussion and possible action)
33. Project No. 41211 - Information Related to the Organization of MISO States. (Discussion and possible action)
34. Project No. 41210 - Information Related to the Southwest Power Pool Regional State Committee. (Discussion and possible action)
35. Discussion and possible action on electric reliability; electric market development; power-to-choose website; ERCOT oversight; transmission planning, construction, and cost recovery; and electric reliability standards and organizations arising under federal law.
36. Discussion and possible action regarding implementation of state and federal legislation affecting electricity markets including current and projected rulemakings and other projects, comments to other state and federal agencies and Commission priorities.

GENERAL

37. Project No. 54455 – CY 2023 Rulemaking Calendar. (Discussion and possible action). David Smeltzer
38. Project No. 54844 – Minor and Conforming Rule Updates 2023. (Proposal for Publication) David Smeltzer and Iliana DeLaFuente
39. Discussion and possible action regarding agency review by Sunset Advisory Commission, operating budget, strategic plan, appropriations request, project assignments, correspondence, staff reports, agency administrative issues, agency organization, fiscal matters, and personnel policy.
40. Discussion and possible action regarding customer service issues, including but not limited to correspondence and complaint issues.
41. Discussion and possible action on infrastructure reliability, emergency management, and homeland security.

CLOSED SESSION

42. Adjournment for closed session to consider one or more of the following items:
 - a. Discussions with its attorneys regarding contemplated litigation, settlement offers, pending litigation, and other matters as allowed under section 551.071 of the Texas Government Code;

**MEETING OF THE P.U.C. AGENDA
APRIL 27, 2023**

- b. Personnel matters, including the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Executive Director, the Deputy Executive Director, the Division Directors or any other public officer or employee of the Commission as allowed under section 551.074 of the Texas Government Code; and
- c. Security matters, including deployment and implementation of security personnel or devices or security audits; including matters under Project No. 24729, as allowed under sections 551.076 and 551.089 of the Texas Government Code;

and reconvening in open session for discussion and decisions on matters considered in closed session.

Persons planning to attend this meeting who have disabilities requiring auxiliary aids or services should notify the Commission as far in advance as possible so that appropriate arrangements can be made. Requests can be made by mail, telephone or in person to the Commission's Office of Customer Protection, 1701 N. Congress Ave., Austin, Texas 78701, phone number (512) 936-7150 or (512) 936-7136 for the teletypewriter for the deaf.