

Subchapter C. CLASSIFICATION OF APPLICATIONS OR OTHER DOCUMENTS INITIATING A PROCEEDING.

§22.35. Informal Disposition.

- (a) **Applications qualified for informal disposition.** An application, other than a major rate proceeding, may be approved by the commission without a hearing under the following conditions:
 - (1) at least 15 days have passed since the completion of all notice requirements;
 - (2) the decision is not adverse to any party other than the commission staff; and
 - (3) the commission finds that no hearing is necessary.

- (b) **Methods of disposition.**
 - (1) **Notice of approval.** Upon delegation by the commission, certain uncontested applications may be approved by the presiding officer through a notice of approval without consideration by the commission at open meeting. The commission shall maintain a list of the types of applications eligible for disposition by notice of approval.
 - (2) **Proposed order.** For all other applications, the presiding officer shall prepare a proposed order which shall be served on all parties no less than 20 days before the commission is scheduled to consider the application in open meeting.

- (c) **Corrections and exceptions.**
 - (1) **Corrections to notice of approval.** Parties may file suggested corrections to a notice of approval within 15 days of the issuance of such notice. Corrections may be made at the discretion of the presiding officer.
 - (2) **Exceptions to proposed order.** Parties may file exceptions or suggested corrections to the proposed order, no less than seven days before the commission is scheduled to consider the application in an open meeting.

- (d) **Rehearing.** Nothing in this section shall be construed to alter a party's ability to request rehearing pursuant to §22.264 of this title (relating to Rehearing).

- (e) **Notice requirements.** Nothing in this section shall be construed to alter any notice requirement imposed on any proceeding by statute, rule, or order.

- (f) **Time limits.** Nothing in this section shall be construed to alter any time limit imposed on any proceeding by a statute, rule, or order.