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PUC DOCKET NO. 42899
SOAH DOCKET NO. 473-15-0274

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PUBLIC UTILITY COMMISSION
FILING CLERK

**APPLICATION OF GREEN ACRES §
RIVERVIEW WATER WORKS AND §
GREEN ACRES MOBILE HOME PARK- §
RIVERVIEW ESTATES FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN EL PASO COUNTY (37894-S) §**

**PUBLIC UTILITY COMMISSION
OF TEXAS**

COMMISSION STAFF'S PROPOSED LIST OF ISSUES

COMES NOW the staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest and files this proposed list of issues and would show the following:

I. LIST OF ISSUES

On September 18, 2014, the Commission issued an Order of Referral, referring this proceeding to the State Office of Administrative Hearings and requiring Green Acres Riverview Water Works and Green Acres Mobile Home Park-Riverview Estates (collectively, Applicants), and allowing Staff and any other interest party, to file a list of issues to be addressed in the docket by October 1, 2014. Therefore, this pleading is timely filed.

Staff has identified the following issues that should be addressed in this proceeding.

1. Have Applicants provided sufficient public notice in compliance with the requirements of P.U.C. SUBST. R. 24.109(a)? If not, does good cause exist for the Commission to waive this requirement?
2. Does the Sale, Transfer, or Merger (STM) application comply with the requirements of P.U.C. SUBST. R. 24.109?
3. Has the person purchasing or acquiring the water or sewer system demonstrated adequate financial, managerial, and technical capability for providing continuous and adequate service to the requested area and any areas currently certificated to the person?
 - a. If the person has not demonstrated adequate financial capability, should the Commission require that the person provide financial assurance to ensure continuous and adequate utility service is provided, consistent with P.U.C. SUBST. R. 24.109(b)?
 - b. If the Commission requires the person to provide financial assurance, what is the reasonable amount of financial assurance that the Commission should require?

4. Does the person or an affiliated interest of the person purchasing or acquiring the water or sewer system have a history of:
 - a. noncompliance with the requirements of the Texas Commission on Environmental Quality, the Commission, or the Texas Department of State Health Services; or
 - b. continuing mismanagement or misuse of revenues as a utility service provider?
5. Has the seller failed to comply with a Commission or TCEQ order?
6. Is the service currently provided in the area adequate?
7. Is additional service needed in the requested area?
8. What is the effect of approving the transaction on the utility or water supply or sewer service corporation, on the person purchasing or acquiring the water or sewer system, and on any retail public utility of the same kind already serving the proximate area?
9. Does the person purchasing or acquiring the water or sewer system have the ability to provide adequate service?
10. Is it feasible to obtain service from an adjacent retail public utility?
11. Is the person purchasing or acquiring the water or sewer system financially stable considering, if applicable, the adequacy of the debt-equity ratio of the person purchasing or acquiring the water or sewer system if the transaction is approved?
12. What is the effect of approving the transaction on environmental integrity?
13. What is the probable improvement of service or lowering of cost to consumers in that area resulting from approving the transaction?
14. Will approving the transaction serve the public interest?

II. ISSUES NOT TO BE ADDRESSED

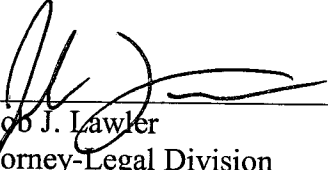
Staff has not identified any issues not to be addressed.

DATE: October 1, 2014

Respectfully Submitted,

Joseph P. Younger
Division Director-Legal Division

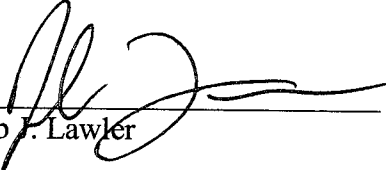
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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on October 1, 2014, in accordance with P.U.C. Procedural Rule 22.74.



Jacob J. Lawler