



Control Number: 42972



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DOCKET NO. 42967

APPLICATION OF LOWER §  
COLORADO RIVER AUTHORITY §  
AND CORIX UTILITIES (TEXAS) §  
INC. FOR SALE, TRANSFER, OR §  
MERGER OF FACILITIES AND TO §  
OBTAIN A CERTIFICATE OF §  
CONVENIENCE AND NECESSITY §  
(LAKE BUCHANAN WATER §  
SYSTEM; 37593-S) §

PUBLIC UTILITY COMMISSION

OF

TEXAS

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DOCKET NO. 42968

APPLICATION OF LOWER §  
COLORADO RIVER AUTHORITY §  
AND CORIX UTILITIES (TEXAS) §  
INC. FOR SALE, TRANSFER, OR §  
MERGER OF FACILITIES AND TO §  
OBTAIN A CERTIFICATE OF §  
CONVENIENCE AND NECESSITY §  
(PARADISE POINT WATER §  
SYSTEM; 37594-S) §

PUBLIC UTILITY COMMISSION

OF

TEXAS

DOCKET NO. 42969

APPLICATION OF LOWER §  
COLORADO RIVER AUTHORITY §  
AND CORIX UTILITIES (TEXAS) §  
INC. FOR SALE, TRANSFER, OR §  
MERGER OF FACILITIES AND TO §  
OBTAIN A CERTIFICATE OF §  
CONVENIENCE AND NECESSITY §  
(CAMP SWIFT WASTEWATER §  
SYSTEM; 37595-S) §

PUBLIC UTILITY COMMISSION

OF

TEXAS

**DOCKET NO. 42970**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(ALLEYTON WATER UTILITY			§	
SYSTEM; 37597-S)			§	

**DOCKET NO. 42971**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(ALLEYTON WASTEWATER			§	
UTILITY SYSTEM; 37598-S)			§	

**DOCKET NO. 42972**

APPLICATION	OF	CORIX	§	PUBLIC UTILITY COMMISSION
UTILITIES (TEXAS) INC. TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	OF
IN COLORADO COUNTY			§	
(ALLEYTON WATER AND SEWER			§	
SYSTEMS)			§	TEXAS

**DOCKET NO. 42973**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(SPICEWOOD BEACH WATER			§	
SYSTEM; 37601-S)			§	

**DOCKET NO. 42976**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(RIDGE HARBOR WATER			§	
SYSTEM; 37605-S)			§	

**DOCKET NO. 42977**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(SANDY HARBOR WATER			§	
SYSTEM; 37606-S)			§	

**DOCKET NO. 42978**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(QUAIL CREEK WATER SYSTEM;			§	
37607-S)			§	

**DOCKET NO. 42979**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(SMITHWICK MILLS WATER			§	
SYSTEM; 37608-S)			§	

**DOCKET NO. 42980**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(RIDGE HARBOR WASTEWATER			§	
SYSTEM; 37613-S)			§	

**DOCKET NO. 42986**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(LOMETA WATER SYSTEM; 37704-S)			§	
			§	

**DOCKET NO. 42987**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(LOMETA WASTEWATER			§	
SYSTEM; 37705-S)			§	

**DOCKET NO. 43112**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(MATAGORDA DUNES WATER			§	
AND WASTEWATER SYSTEMS;			§	
37602-S, 37603-S, 37604)			§	

**DOCKET NO. 43124**

APPLICATION OF LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY	§	
AND CORIX UTILITIES (TEXAS)	§	
INC. FOR SALE, TRANSFER, OR	§	OF
MERGER OF FACILITIES AND TO	§	
OBTAIN A CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY	§	TEXAS
(MCKINNEY ROUGHS	§	
WASTEWATER SYSTEM; 37595-S)	§	

**DOCKET NO. 43126**

APPLICATION OF LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY	§	
AND CORIX UTILITIES (TEXAS)	§	
INC. FOR SALE, TRANSFER, OR	§	OF
MERGER OF FACILITIES AND TO	§	
OBTAIN A CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY	§	TEXAS
(WINDMILL RANCH	§	
WASTEWATER SYSTEM; 37595-S)	§	

**COMMISSION STAFF'S MOTION TO CONSOLIDATE**

COMES NOW, Staff (Staff) of the Public Utility Commission of Texas (Commission) and files this Staff's Motion to Consolidate.

**I. PROCEDURAL HISTORY**

Corix Utilities (Texas) Inc. (Corix) filed the above referenced sale, transfer, or merger and certificate of convenience and necessity applications with Texas Commission on Environmental Quality (TCEQ) pursuant to TEX. WATER CODE ANN. § 13.301 and § 13.241. The Commission received the applications between September 15 and September 22, 2014.

## **II. MOTION TO CONSOLIDATE**

Staff requests consolidation of Docket Nos. 42967, 42968, 42969, 42970, 42971, 42972, 42973, 42976, 42977, 42978, 42979, 42980, 42986, 42987, 43112, 43124, and 43126 pursuant to P.U.C. SUBST. R. 22.34(a). In order to avoid confusion, staff further requests that the applications be consolidated under a new docket number unique from any of the docket numbers already assigned to the associated applications.

P.U.C. SUBST. R. 22.34(a) states:

Proceedings may be consolidated if the presiding officer finds that: the proceedings involve common questions of law or fact; consolidation would serve the interest of efficiency or prevent unwarranted expense and delay; and, the applicant's ability to present its case and other parties' ability to respond to the applicant's case are not unduly prejudiced. Proceedings shall be consolidated if requested based on the agreement of all parties, and if such consolidation would not unreasonably curtail the time available to process one or more of the proceedings proposed for consolidation.

Staff requests that Docket Nos. 42967, 42968, 42969, 42970, 42971, 42972, 42973, 42976, 42977, 42978, 42979, 42980, 42986, 42987, 43112, 43124, and 43126 be consolidated into one docket for the reason that all the docket numbers stem from the same financial transaction between Corix and the Lower Colorado River Authority (LCRA). The dockets therefore involve common questions of law and fact, and consolidation would serve the interest of efficiency without prejudicing any present or future parties. Additionally, Staff conferred with both Corix and LCRA, and neither party objects to this motion.

## **III. PRAYER FOR RELIEF**

Based on the foregoing, Staff respectfully requests that an order be issued consolidating Docket Nos. 42967, 42968, 42969, 42970, 42971, 42972, 42973, 42976, 42977, 42978, 42979, 42980, 42986, 42987, 43112, 43124, and 43126. In order to avoid confusion, staff further requests that the applications be consolidated under a new docket number unique from any of the docket numbers already assigned to the associated




applications. Staff has attached a proposed order that would grant this motion to consolidate if adopted.

Respectfully Submitted,

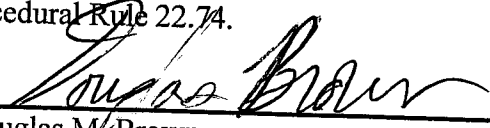
Joseph P. Younger  
Division Director  
Legal Division

Stephen Mack  
Managing Attorney  
Legal Division

  
\_\_\_\_\_  
Douglas M. Brown  
Attorney-Legal Division  
State Bar No. 24048366  
(512) 936-7203  
(512) 936-7268 (facsimile)  
Public Utility Commission of Texas  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326

#### **CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on October 6, 2014 in accordance with P.U.C. Procedural Rule 22.74.

  
\_\_\_\_\_  
Douglas M. Brown

**ATTACHMENT A**  
(Proposed Order)

**DOCKET NO. 42967**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(LAKE BUCHANAN WATER			§	
SYSTEM; 37593-S)			§	

**DOCKET NO. 42968**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(PARADISE POINT WATER			§	
SYSTEM; 37594-S)			§	

**DOCKET NO. 42969**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(CAMP SWIFT WASTEWATER			§	
SYSTEM; 37595-S)			§	

**DOCKET NO. 42970**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(ALLEYTON WATER UTILITY			§	
SYSTEM; 37597-S)			§	

**DOCKET NO. 42971**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(ALLEYTON WASTEWATER			§	
UTILITY SYSTEM; 37598-S)			§	

**DOCKET NO. 42972**

APPLICATION	OF	CORIX	§	PUBLIC UTILITY COMMISSION
UTILITIES (TEXAS) INC. TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	OF
IN COLORADO COUNTY			§	
(ALLEYTON WATER AND SEWER			§	
SYSTEMS)			§	TEXAS

**DOCKET NO. 42973**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(SPICEWOOD BEACH WATER			§	
SYSTEM; 37601-S)			§	

**DOCKET NO. 42976**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(RIDGE HARBOR WATER			§	
SYSTEM; 37605-S)			§	

**DOCKET NO. 42977**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(SANDY HARBOR WATER			§	
SYSTEM; 37606-S)			§	

**DOCKET NO. 42978**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(QUAIL CREEK WATER SYSTEM;			§	
37607-S)			§	

**DOCKET NO. 42979**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(SMITHWICK MILLS WATER			§	
SYSTEM; 37608-S)			§	

**DOCKET NO. 42980**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(RIDGE HARBOR WASTEWATER			§	
SYSTEM; 37613-S)			§	

**DOCKET NO. 42986**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(LOMETA WATER SYSTEM; 37704-S)			§	
			§	

**DOCKET NO. 42987**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(LOMETA WASTEWATER			§	
SYSTEM; 37705-S)			§	
			§	

**DOCKET NO. 43112**

APPLICATION	OF	LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY			§	
AND CORIX UTILITIES (TEXAS)			§	
INC. FOR SALE, TRANSFER, OR			§	OF
MERGER OF FACILITIES AND TO			§	
OBTAIN A CERTIFICATE OF			§	
CONVENIENCE AND NECESSITY			§	TEXAS
(MATAGORDA DUNES WATER			§	
AND WASTEWATER SYSTEMS;			§	
37602-S, 37603-S, 37604)			§	
			§	

**DOCKET NO. 43124**

APPLICATION OF LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY	§	
AND CORIX UTILITIES (TEXAS)	§	
INC. FOR SALE, TRANSFER, OR	§	OF
MERGER OF FACILITIES AND TO	§	
OBTAIN A CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY	§	TEXAS
(MCKINNEY ROUGHS	§	
WASTEWATER SYSTEM; 37595-S)	§	

**DOCKET NO. 43126**

APPLICATION OF LOWER	§	PUBLIC UTILITY COMMISSION
COLORADO RIVER AUTHORITY	§	
AND CORIX UTILITIES (TEXAS)	§	
INC. FOR SALE, TRANSFER, OR	§	OF
MERGER OF FACILITIES AND TO	§	
OBTAIN A CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY	§	TEXAS
(WINDMILL RANCH	§	
WASTEWATER SYSTEM; 37595-S)	§	

**PROPOSED ORDER CONSOLIDATING APPLICATIONS FOR SALE,  
TRANSFER, OR MERGER**

On October 6, 2014, Public Utility Commission of Texas Staff (Staff) filed a motion to consolidate Docket Nos. 42967, 42968, 42969, 42970, 42971, 42972, 42973, 42976, 42977, 42978, 42979, 42980, 42986, 42987, 43112, 43124, and 43126. No Party filed an objection. Staff's motion to consolidate is **GRANTED**.

A new docket number, Docket No. \_\_\_\_\_, is assigned to the consolidated cases. All future pleadings in any of the above referenced dockets shall only be filed in Docket No. \_\_\_\_\_.



**SIGNED AT AUSTIN, TEXAS the \_\_\_\_\_ day of October, 2014.**

**PUBLIC UTILITY COMMISSION OF TEXAS**

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**IRENE MONTELONGO,  
DIRECTOR, DOCKET MANAGEMENT**