

Control Number: 42989



Item Number: 10

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**PUC DOCKET NO. 42989**

**APPLICATION GRAND RANCH  
TREATMENT COMPANY AND  
EMCAD WATER AND  
WASTEWATER, LLC FOR SALE,  
TRANSFER, OR MERGER OF  
FACILITIES AND CERTIFICATE  
RIGHTS IN JOHNSON COUNTY  
(37724-S)**

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**PUBLIC UTILITY COMMISSION**

**OF TEXAS**

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PUBLIC UTILITY COMMISSION  
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**COMMISSION STAFF'S COMMENT ON STATUS**

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Comment on Status, and would show the following:

**I. BACKGROUND**

On September 13, 2013, Grand Ranch Treatment Company (Grand Ranch) and EMCAD Water and Wastewater, LLC (EMCAD Water) filed an application for the sale, transfer, or merger of facilities and certificate rights in Johnson County from Grand Ranch to EMCAD Water. The application was received by the Public Utility Commission of Texas (Commission) on September 12, 2014. On September 18, 2014, the administrative law judge issued an order requiring that, on or before October 1, 2014, Commission Staff shall file an update on the status of this proceeding, a recommendation on the need for a hearing or on the final disposition of the application, if appropriate at this time, or propose a procedural schedule if necessary. Accordingly, this pleading is timely filed.

**II. COMMENT ON STATUS**

Pursuant to Texas Water Code § 13.301(e), the Texas Commission on Environmental Quality issued a letter on May 1, 2014 stating that a public hearing will not be requested and that the parties may complete the proposed transaction. The letter also stated that the second part of the transaction, which is transferring the Certificate of Convenience and Necessity (CCN), will occur following the receipt of a copy of the signed contract or bill of sale, and documents supporting the disposition of customer deposits. Under P.U.C. Subst. R. 24.112(e), approval of a sale expires one year from the date of the written approval of the sale, and that if the sale has not been consummated within that period and unless the applicant has requested and received an extension, the approval is void and the applicant must reapply for approval of the sale. Staff

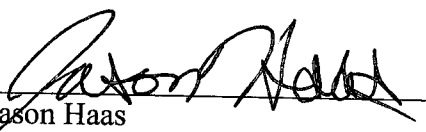
does not recommend that a hearing is needed, and recommends that the parties have until May 1, 2015 to submit the appropriate documents for final approval by the Commission to transfer the CCN.

**Dated: October 1, 2014**

Respectfully Submitted,

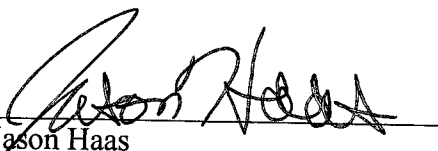
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**CERTIFICATE OF SERVICE**

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.

  
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Jason Haas