

Control Number: 43112



Item Number: 13

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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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PUBLIC UTILITY COMMISSION
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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

13

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		ROUGH	§	
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

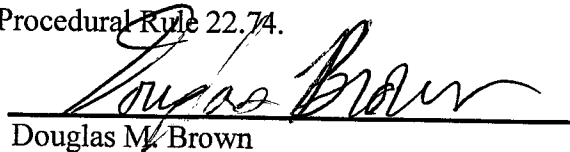
Stephen Mack
Managing Attorney
Legal Division



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		ROUGH	§	
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

**IRENE MONTELONGO,
DIRECTOR, DOCKET MANAGEMENT**