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APPLICATION OF CURTIS J. SHUPAK §
AND HDU SERVICES, LLC FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN §
BURLESON COUNTY §

PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS

COMMISSION STAFF'S PROPOSED PROCEDURAL SCHEDULE

COMES NOW the Staff of the Public Utility Commission of Texas (Commission), representing the public interest and files this Proposed Procedural Schedule in response to Order No. 3 and would show the following:

I. BACKGROUND

On June 23, 2014, HDU Services, LLC (Applicant) filed with the Texas Commission on Environmental Quality (TCEQ) an Application for Sale, Transfer, or Merger of a Retail Public Utility pursuant to TEX. WATER CODE ANN. §§ 13.246(c), 13.254, 13.301 and 30 TEX. ADMIN. CODE § 291.1091¹. The application addressed the proposed transfer of service area Certificate of Convenience and Necessity (CCN) No. 12254 and facilities in Burleson County, Texas from Curtis J. Shupak to the Applicant. According to the application, the Applicant will retain CCN No. 12254. Jurisdiction over this proceeding was transferred to the Commission on September 1, 2014.²

On December 22, 2014, Staff filed a recommendation that the application be deemed sufficient. On January 5, 2015, the Commission Administrative Law Judge issued Order No. 3, requiring Applicants to submit proof of notice. Applicants filed proof of notice attesting that notice was provided by January 27, 2015. Order No. 3 also required Staff to file a proposed procedural schedule by February 12, 2015. Therefore this pleading is timely filed.

¹ Currently P.U.C. SUBST. R. 24.109.

² See House Bill (HB) 1600 and Senate Bill (SB) 567, the 83rd Legislature.

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III. PROPOSED PROCEDURAL SCHEDULE

Staff recommends the following procedural schedule:

Event	Date
Date Application was filed with the TCEQ	June 23, 2014
Date Applicants sent notice to affected parties	January 27, 2015
Deadline for Intervenor Comments or Requests for a Hearing	February 27, 2015
Deadline for Staff to file a recommendation on final disposition or Request for a Hearing	April 15, 2015
<i>If no hearing requested:</i> Deadline for Parties to File a Proposed Notice of Approval	May 1, 2015
Expiration of the 120-day deadline for Commission to request a hearing ³	May 27, 2015

IV. CONCLUSION

Staff respectfully requests the entry of an order consistent with this filing.

³ P.U.C. SUBST. R. 24.109(a) provides that the 120-day period begins on the later of: (i) the filing of a sale, transfer, merger application; (ii) if mailed notice is required, the date that the applicant mailed notice; or (iii) if newspaper notice is required, the last date of publication of the notice

Date: February 12, 2015

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division

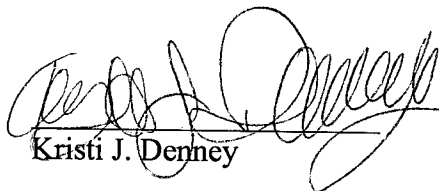
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**DOCKET NO. 43368
CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on February 12, 2015 in accordance with P.U.C. PROC. R. 22.74.



Kristi J. Denney