



Control Number: 43404



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DOCKET NO. 43404

APPLICATION OF LAKE BONANZA
WATER SUPPLY CORPORATION TO
AMEND A CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
MORRIS, FRANKLIN, AND TITUS
COUNTIES (38016-C)

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PUBLIC UTILITY COMMISSION

FILED
OF TEXAS

COMMISSION STAFF'S RESPONSE TO ORDER NO. 4

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Response to Order No. 4 and would show the following:

I. Background

On August 13, 2014, the Lake Bonanza Water Supply Corporation (Lake Bonanza) filed with the Texas Commission of Environmental Quality (TCEQ) an application to amend a certificate of convenience and necessity in Morris, Franklin, and Titus Counties. This application was received by the Public Utility Commission of Texas (Commission) on October 1, 2014.

On March 20, 2015, Order No. 4 was issued, requesting Staff to confirm on or before March 27, 2015, whether the schedule proposed on March 13, 2015 is adequate for the continued processing of the CCN application or if a different schedule is appropriate. Therefore, this Response is timely filed.

II. Proposed Procedural Schedule

Staff proposes the following procedural schedule. Staff has consulted with Lake Bonanza regarding the procedural schedule, and is authorized to represent that Lake Bonanza does not oppose the following schedule:

Event	Date
Last date notice was sent	March 19, 2015
Deadline for intervention; deadline for intervenors to file comments or request a hearing on the merits	April 19, 2015, 30 days following mailing or publication of notice, whichever occurs later
Staff to propose an additional procedural schedule, request a hearing, or file a final recommendation.	June 1, 2015

Pursuant to P.U.C. SUBST. R. 24.106, Lake Bonanza mailed notifications to neighboring landowners on February 23, 2015 and the last date notice was published was March 4, 2015. On March 19, 2015, Lake Bonanza notified Staff that notice to Crystal Springs Water Co., Inc. (Crystal Springs) was returned to their office for an incorrect address. Lake Bonanza corrected this error and mailed a corrected notice to Crystal Springs on March 19, 2015. Staff has adjusted the procedural schedule to account for this correction.

Additionally, Staff notes that customers have the ability to opt out of a CCN request.¹ In the event customers wish to opt out of the CCN, additional procedures may be needed before Staff may make a recommendation. Additionally, in the event Staff were to recommend final approval of the CCN amendment, Staff's ability to meet the above deadline is driven in part by Staff's receipt of consent to final mapping from Applicant. Therefore, Staff's proposed procedural schedule allows Staff the opportunity to either file a recommendation after the customer comment period or recommend an additional procedural schedule.

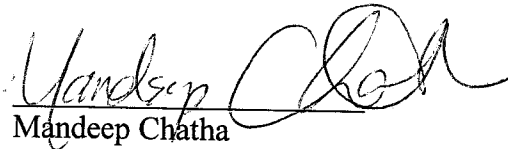
III. Conclusion

Staff respectfully requests that the ALJ issue an order consistent with this Response.

¹ P.U.C. Subst. R. 24.102(h).

Respectfully Submitted,
Margaret Uhlig Pemberton
Division Director
Legal Division

Stephen Mack
Managing Attorney
Legal Division

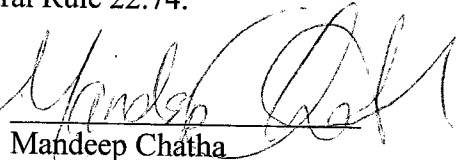


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on this the March 27, 2015 in accordance with P.U.C. Procedural Rule 22.74.



Mandeep Chatha