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DOCKET NO. 43712

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PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS

APPLICATION OF LAKE §
LIVINGSTON WATER SUPPLY AND §
SEWER SERVICE CORPORATION §
AND TYLER COUNTY WATER §
SUPPLY CORPORATION FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN TYLER COUNTY (37966-S) §

**ORDER NO. 4
DEEMING APPLICATION SUFFICIENT; ADDRESSING NOTICE AND
ESTABLISHING PROCEDURAL SCHEDULE**

I. Application

On July 3, 2014, Lake Livingston Water Supply and Sewer Service Corporation (Lake Livingston WSC) and Tyler County Water Supply Corporation filed an application for sale, transfer or merger of facilities and certificate of convenience and necessity rights in Tyler County. On December 19, 2014, Order No. 3 was issued finding the application incomplete and deficient and providing an opportunity to cure the deficiencies identified by Commission Staff. On February 13, 2015, Commission Staff filed a recommendation that the application as amended is sufficient for further review.

II. Notice

Applicant is required to give public notice of its application for sale, transfer or merger. Pursuant to P.U.C. SUBST. R. 24.109(a), the notification shall be on the form required by the Commission and the comment period will not be less than 30 days. The appropriate notice form is attached to the Commission's Sale, Transfer, or Merger application available on the Commission's website.¹

¹ Application for Sale, Transfer, or Merger of a Retail Public Utility and Sale Transfer Merger Form Instruction. <http://www.puc.texas.gov/industry/water/Forms>.

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III. Finding Application Sufficient and Ordering Notice

Consistent with Staff's recommendation, the application is deemed sufficient for further review. Applicant shall provide notice to (1) current customers; (2) neighboring systems; (3) affected landowners; and (4) neighboring municipalities. Once notice is provided applicant shall file an affidavit with a copy of the actual notice sent within thirty (30) days of the provision of such notice.

IV. Procedural Schedule

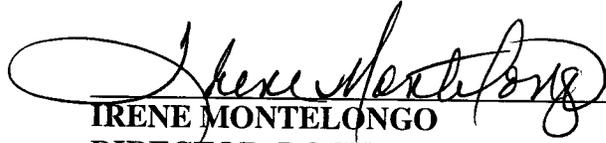
Commission Staff proposed a procedural schedule based on the date of administrative completeness. The following procedural schedule is adopted:

EVENT	DEADLINE
Deadline to file Affidavits evidencing proof of notice	February 27, 2015
Deadline for intervention; deadline for intervenor comments, and/or intervenor requests for a hearing	March 30, 2015
Deadline for Commission Staff to request referral to the State Office of Administrative Hearings, or if there is no request for hearing, deadline for Commission Staff to file a recommendation on final disposition of the application	April 13, 2015
Deadline to file a response to Commission Staff's recommendation, or deadline for Parties to file a joint proposed notice of approval including findings of fact, conclusions of law, and ordering paragraphs	April 27, 2015
Expiration of 120-day deadline for Commission action pursuant to P.U.C. SUBST. R 24.109(e)	June 15, 2015 ²

² The 120th day is a Saturday, June 13, 2015. Thus, pursuant to P.U.C. PROC. R. 22.4 the period shall conclude on the end of the next day on which the Commission is open for business.

SIGNED AT AUSTIN, TEXAS the 19th day of February 2015.

PUBLIC UTILITY COMMISSION OF TEXAS



IRENE MONTELONGO
DIRECTOR, DOCKET MANAGEMENT

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