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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) §

PUBLIC UTILITY COMMISSION
OF TEXAS

**ORDER NO. 9
ADOPTING SUPPLEMENTAL 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 May 8, 2015, Public Utility Commission of Texas (Commission) Staff filed a recommendation identifying additional parties that needed to receive notice of the application. Staff further recommended certain changes to the original notice and that Lake Livingston WSC provide hard copy maps for approval. On May 12, 2014, Order No. 7 was issued, requiring Applicants to give notice to additional parties and submit hard copy maps for approval.

II. Proof of Notice

On June 3, 2015, Lake Livingston WSC filed its corrected notice and hard copy maps. Additionally, Lake Livingston WSC filed an affidavit of notice to the additional parties identified by Commission Staff in its May 8, 2015 recommendation. The affidavit confirmed that individual notice was provided on May 28, 2015.

III. Commission Staff's Recommendation

On June 19, 2015, Commission Staff filed a recommendation regarding notice and a proposed supplemental procedural schedule for the remainder of this proceeding. Commission Staff stated that upon review the large scale map submitted by Lake Livingston WSC accurately

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shows the proposed area to be transferred. However, the small scale map submitted by Lake Livingston WSC is incorrect. Staff recommended that the application continue to be processed with the caveat that Lake Livingston WSC submit a corrected small scale map. Furthermore, Commission Staff recommended that the notice provided by Lake Livingston WSC on May 28, 2015 be deemed sufficient.

Consistent with Commission Staff's recommendation, Lake Livingston WSC's notice is deemed sufficient. On or before July 3, 2015, Lake Livingston WSC shall file a corrected small scale map as directed by Commission Staff.

IV. Procedural Schedule

Pursuant to 16 Tex. Admin. Code § 24.109(e), the 120-day deadline to approve the sale administratively, or require a public hearing to determine if the transaction will serve the public interest ends on September 25, 2015. The following procedural schedule as proposed by Commission Staff is adopted:

Event	Date
Last date of notice provided by the Lake Livingston WSC	May 28, 2015
Deadline to intervene and deadline for intervenors to request a hearing on the merits (30 days from provision of notice)	June 29, 2015 ¹
Deadline for Lake Livingston WSC to file a corrected small scale map	July 3, 2015
Deadline for Commission Staff to file a final recommendation on the application or request a hearing	July 20, 2015
Deadline for Lake Livingston WSC to respond to Staff's recommendation on final disposition or, if no disputed issues, deadline for parties to file a joint proposed notice of approval	August 3, 2015

¹ The 30th day from May 28, 2015 is Saturday, June 27, 2015. Thus, pursuant to 16 Tex. Admin. Code § 22.4 the period shall conclude on the end of the next day on which the Commission is open for business.

Deadline for the Commission to approve or deny the application or refer to a hearing (Expiration of 120-day deadline from date of notice)	September 25, 2015
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SIGNED AT AUSTIN, TEXAS the 24th day of June 2015.

PUBLIC UTILITY COMMISSION OF TEXAS



IRENE MONTELONGO
DIRECTOR, DOCKET MANAGEMENT

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