



Control Number: 45026



Item Number: 12

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**DOCKET NO. 45026**

**APPLICATION OF T. JOHNSON  
INDUSTRIES AND WATER  
NECESSITIES, INC. FOR SALE,  
TRANSFER, OR MERGER OF  
FACILITIES AND CERTIFICATE  
RIGHTS IN HARDIN COUNTY**

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**PUBLIC UTILITY COMMISSION  
OF TEXAS**

2015 OCT 27 PM 4:37  
FILING CLERK

**ORDER NO. 3  
FINDING NOTICE DEFICIENT; AND  
ESTABLISHING DEADLINES**

On October 22, 2015, T. Johnson Industries and Water Necessities, Inc. (collectively, Applicants) filed an Affidavit of Notice and Publisher's Affidavit as proof of mailed and published notice.

On October 23, 2015, Public Utility Commission of Texas (Commission) Staff filed a response to Order No. 2 stating Applicants provided sufficient proof of mailed notice, but provided insufficient proof of published notice. According to the Publisher's Affidavit, the notice was published in the newspaper on September 30, 2015. Commission Staff recommended Applicants provide evidence the notice was published once each week for two consecutive weeks pursuant to 16 Tex. Admin. Code § 24.114(c)(2), or else publish notice in the newspaper for two consecutive weeks.

Consistent with Commission Staff's recommendation, (1) mailed notice is deemed sufficient and complete; and (2) Applicants will provide evidence notice was published for two consecutive weeks or publish notice in the newspaper for two consecutive weeks.

Commission Staff also proposed a procedural schedule for continued processing of this docket. Accordingly, the following procedural schedule shall apply:

Deadline for Applicants to file affidavits of published notice	December 1, 2015
Deadline for Commission Staff to file a supplemental procedural schedule	December 8, 2015

SIGNED AT AUSTIN, TEXAS the 27<sup>th</sup> day of October 2015.

PUBLIC UTILITY COMMISSION OF TEXAS

  
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JEFFREY J. HUHN  
ADMINISTRATIVE LAW JUDGE

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