



Control Number: 45272



Item Number: 26

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RECEIVED

APPLICATION OF ZIPP ROAD UTILITY §
 COMPANY, LLC TO OBTAIN A §
 CERTIFICATE OF CONVENIENCE AND §
 NECESSITY IN GUADALUPE COUNTY §

PUBLIC UTILITY COMMISSION
 2016 JUN 24 PM 3:40
 OF TEXAS
 UTILITY COMMISSION
 FILING CLERK

COMMISSION STAFF'S RECOMMENDATION ON NOTICE

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Response to Order No. 5 and Recommendation on Notice. In support thereof, Staff shows the following:

I. BACKGROUND

On October 21, 2015, Zipp Road Utility Company, LLC (Zipp Road) filed with the Commission an application to obtain a new sewer certificate of convenience and necessity in Guadalupe County. In Order No. 6, issued May 5, 2016, Staff was ordered to file a recommendation on sufficiency of notice and further disposition by June 27, 2016. This pleading is therefore timely filed.

II. RECOMMENDATION ON NOTICE

Staff has reviewed Zipp Road's affidavit of notice filed on June 3, 2016 and publisher's affidavit filed on June 14, 2016 and finds them to be sufficient. The latest notice was posted June 7, 2016. Staff therefore recommends that the intervention deadline, to be set 30 days after the last date of notice, be July 7, 2016.

III. PROCEDURAL SCHEDULE

Staff recommends the notice be found sufficient. Guadalupe-Blanco River Authority (GBRA) has raised concerns regarding the application and requested a public hearing on May 12, 2016 and May 26, 2016. Staff will review these arguments during its technical review of the application. Staff therefore proposes the following procedural schedule:

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Event	Date
Notice completed	June 7, 2016
Deadline for intervention	July 7, 2016 ¹
If the case is not referred for a hearing, deadline for Staff to provide final maps, certificates, and tariffs (if applicable), to Applicant for review and consent	August 22, 2016
Deadline for Applicant to file signed consent forms with the Commission	September 7, 2016
Deadline for Staff to file a final recommendation on the Application	September 14, 2016
Deadline for parties to file joint proposed findings of fact and conclusions of law	September 22, 2016

IV. CONCLUSION

Staff respectfully requests the entry of an order consistent with the above recommendation.

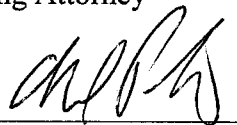
Dated: June 24, 2016

Respectfully Submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney



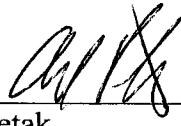
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¹ Pursuant to 16 TAC § 24.106(a)(3), the intervention deadline is 30 days after the mailing or publication of notice, whichever occurs later. Notice was mailed on May 27, 2016 and published on May 31, 2016 and June 7, 2016. Therefore, 30 days after June 7, 2016 is July 7, 2016.

DOCKET NO. 45272

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record June 24, 2016,
in accordance with 16 Texas Admin. Code § 22.74.



Alexander Petak