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DOCKET NO. 45587

APPLICATION OF AQUA TEXAS,  
INC. DBA AQUA TEXAS TO AMEND  
ITS CERTIFICATES OF  
CONVENIENCE AND NECESSITY  
IN MONTGOMERY COUNTY  
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PUBLIC UTILITY COMMISSION  
OF TEXAS

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**COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY OF NOTICE AND  
UPDATED PROPOSED PROCEDURAL SCHEDULE**

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Response to Order No. 2 and Recommendation on Sufficiency of Notice and Updated Proposed Procedural Schedule.

**I. Background**

On February 8, 2016, Aqua Texas, Inc. d/b/a Aqua Texas (Aqua Texas) filed with the Commission an application to amend its water certificate of convenience (CCN) No. 13203 and sewer CCN No. 21065 in Montgomery County, Texas pursuant to Texas Water Code §§ 13.242-.250 (TWC) and 16 Tex. Admin Code §§ 24.101-.107 (TAC).

On March 10, 2016, the Administrative Law Judge (ALJ) issued Order No. 2 finding the application administratively complete and requiring Aqua Texas to file proof of notice. Order No. 2 also requires Staff to file an updated procedural schedule by April 27, 2016. Therefore, this response is timely filed.

**II. Staff's Recommendation on Notice**

On March 29, 2016, Aqua Texas filed proof of notice of the application as directed by Staff. Staff reviewed the affidavits of notice and the individual notice issued with the accompanying map and recommends that notice is sufficient.

**III. Proposed Procedural Schedule**

Staff proposes the following procedural schedule:

Event	Date
Notice completed	March 25, 2016
Deadline for Staff to provide final maps and certificates to Applicant for review and consent	June 30, 2016

Deadline for Applicant to file signed consent forms with the Commission	July 11, 2016
If no hearing is requested, deadline for Commission Staff to file a final recommendation on the Application	July 18, 2016
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	July 26, 2016

#### **IV. Conclusion**

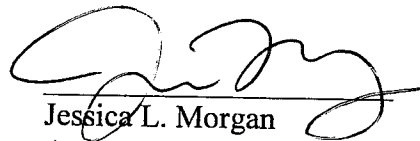
Staff respectfully requests that an order be issued consistent with this Response.

**Dated: April 27, 2016**

Respectfully Submitted,

Margaret Uhlig Pemberton  
Division Director  
Legal Division

Karen S. Hubbard  
Managing Attorney  
Legal Division

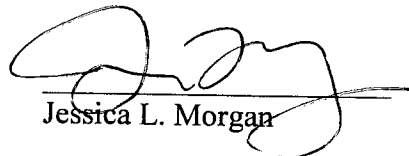


Jessica L. Morgan  
Attorney-Legal Division  
State Bar No. 24079023  
(512) 936-7229  
(512) 936-7268 (facsimile)  
Public Utility Commission of Texas  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326

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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 April 27, 2016 in accordance with 16 TAC § 22.74.



Jessica L. Morgan