



Control Number: 45719



Item Number: 7

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RECEIVED

APPLICATION OF PONDEROSA §
 AND WESTERN VILLAGE WATER §
 SUPPLY CORPORATION AND EL §
 PASO WATER UTILITIES PUBLIC §
 SERVICE BOARD FOR SALE, §
 TRANSFER, OR MERGER OF §
 FACILITIES AND CERTIFICATE §
 RIGHTS IN EL PASO COUNTY §

PUBLIC UTILITY COMMISSION

OF TEXAS

2016 MAY 25 AM 11:19

PUBLIC UTILITY COMMISSION

COMMISSION STAFF'S COMMENTS ON NOTICE AND PROPOSED PROCEDURAL SCHEDULE

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Comments on Notice and Proposed Procedural Schedule. In support thereof, Staff would show the following:

I. BACKGROUND

On March 11, 2016, El Paso Water Utilities Public Service Board (El Paso) and Ponderosa & Western Village Water Supply Corporation (Ponderosa) filed an application for sale, transfer, or merger of facilities and certificate rights in El Paso County. Specifically, El Paso seeks approval to acquire all of the customers, facilities and service area of Ponderosa, and Ponderosa will dissolve. El Paso's water certificate of convenience and necessity (CCN) No. 10211 will be amended and Ponderosa's CCN No. 11017 will be cancelled.

Order No. 2, issued on April 14, 2016, set May 25, 2016 as the deadline for Commission Staff to file comments on proof of notice and propose an additional procedural schedule. This pleading is therefore timely filed.

II. NOTICE RECOMMENDATION

Staff recommends that the notice be found sufficient. El Paso filed a publisher's affidavit on April 28, 2016 attesting to the provision of newspaper notice on April 13, 2016 and April 20, 2016.

III. PROPOSED PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule:

Event	Date
Notice completed	April 20, 2016
Deadline for intervention	May 20, 2016 ¹
Deadline for Staff to request a hearing or file a recommendation on the approval of the sale and on the CCN amendment	July 7, 2016
Deadline for parties to file a response to Staff's recommendation	July 22, 2016
120 day deadline for the Commission to approve the sale or require a hearing	August 12, 2016

IV. CONCLUSION

Staff respectfully requests that the ALJ issue an order reflecting the above request.

Dated: May 25, 2016

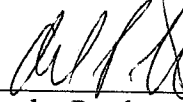
¹ Pursuant to 16 TAC § 24.106(a)(3), the intervention deadline is 30 days after the mailing or publication of notice, whichever occurs later. Notice was published on April 13, 2016 and April 20, 2016. Therefore, 30 days after April 20, 2016 is May 20, 2016.

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney

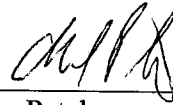


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on May 25, 2016 in accordance with 16 TAC § 22.74.



Alexander Petak