



Control Number: 45839



Item Number: 18

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RECEIVED

APPLICATION OF SECURITY §
STATE BANK AND TRUST AND §
BANDERA EAST UTILITY, LP. FOR §
SALE, TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN BANDERA COUNTY §

PUBLIC UTILITY COMMISSION: 22

2016 OCT 27 PM 4:22
PUBLIC UTILITY COMMISSION
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OF TEXAS

COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY OF CLOSING DOCUMENTS

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Recommendation on Sufficiency of Closing Documents. In support thereof, Staff would show the following:

I. BACKGROUND

On April 11, 2016, Bandera East Utility, L.P. (Bandera) and Security State Bank and Trust (Security) (collectively Applicants) filed a STM application (STM or Application) with the Commission for Bandera to purchase facilities and transfer customers and service area of water Certificate of Convenience and Necessity (CCN) 13125 (water) from Security in Bandera County. Bandera's CCN No. 13118 will be amended and Security's CCN No. 13125 will be canceled.

Order No. 5, issued August 4, 2016, approved the sale/transfer to proceed with closing. Applicants filed closing documentation on September 27, 2016. Order No. 5 gave Staff 30 days from the date of filing closing documentation to file a recommendation regarding the sufficiency of the applicant's documents and propose a schedule for the continued processing of this docket. This pleading is therefore timely filed.

II. RECOMMENDATION

Staff recommends that the closing documents be found sufficient. The documentation submitted on September 27, 2016 provided sufficient evidence that the closing occurred within one year of the Commission's written approval of the sale, and the utility does not have any customer deposits.

III. PROCEDURAL SCHEDULE

Staff recommends the sale documents be found sufficient. Staff therefore proposes the following procedural schedule:

Event	Date
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable), to Applicant for review and consent	November 30, 2016
Deadline for Applicant to file signed consent forms with the Commission	December 14, 2016
Commission Staff's final recommendation	December 21, 2016
Deadline for parties to file joint proposed findings of fact and conclusions of law	January 6, 2017

IV. CONCLUSION

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

Dated: October 27, 2016

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

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DOCKET NO. 45839

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on October 27, 2016 in accordance with 16 TAC § 22.74.



Alexander Petak