



Control Number: 45873



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DOCKET NO. 45873

**APPLICATION OF RIVIERA §
WATER SYSTEM INC. AND §
RIVIERA WATER CONTROL AND §
IMPROVEMENT DISTRICT FOR §
SALE, TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN KLEBERG COUNTIES §**

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**COMMISSION STAFF'S RECOMMENDATION REGARDING SUFFICIENCY OF
NOTICCE AND 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 Regarding Sufficiency of Notice and Proposed Procedural Schedule.

I. Background

On April 20, 2016, Riviera Water Systems, Inc. (RWSI) and Riviera Water Control and Improvement District (Riviera Water CID) (collectively, Applicants) filed an application for approval of a sale, transfer, or merger of facilities and certificate of convenience and necessity (CCN) rights in Kleberg County. Riviera CID seeks to acquire all of RWSI's facilities and certificated service area under water CCN No. 10924.

On May 24, 2016, the Administrative Law Judge (ALJ) issued Order No. 2 requiring Staff to file a recommendation on sufficiency of notice and an additional procedural schedule for the remainder of the proceeding by June 28, 2016. Therefore, this Response is timely filed.

II. Recommendation on Sufficiency of Notice

On June 20, 2016, the Applicants 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 recommends the following procedural schedule:

Event	Date
Notice completed	June 15, 2016
Deadline for intervention	July 15, 2016 ¹
Deadline for Staff to request a hearing or file a recommendation on the approval of the sale and on the CCN amendment	September 22, 2016
Deadline for parties to file a response to Staff's recommendation	September 29, 2016
Expiration of 120-day deadline for Commission to approve the proposed sale or request a hearing pursuant to 16 TAC § 24.109(e).	October 13, 2016

III. Conclusion

Staff respectfully requests that the ALJ issue an order consistent with this Response.

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 June 15, 2016. Therefore, 30 days after June 15, 2016 is July 15, 2016.

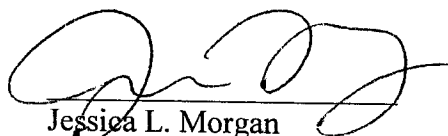
Dated: June 28, 2016

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney

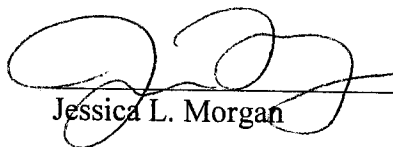


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on this June 28, 2016 in accordance with 16 TAC § 22.74.



Jessica L. Morgan