



Control Number: 46067



Item Number: 26

Addendum StartPage: 0

APPLICATION OF QUADVEST, L.P.
TO AMEND ITS CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
MONTGOMERY COUNTY

§
§
§
§

PUBLIC UTILITY COMMISSION

OF TEXAS

2017 JAN 13 PM 2:35
PUBLIC UTILITY COMMISSION
FILING CLERK

**JOINT MOTION TO ADMIT EVIDENCE
AND PROPOSED NOTICE OF APPROVAL**

Quadvest, L.P. (Quadvest) and the Commission Staff (Staff) of the Public Utility Commission of Texas Staff (Commission) jointly file this Motion to Admit Evidence and Proposed Notice of Approval, including findings of fact, conclusions of law, and ordering paragraphs, in compliance with Order No. 6. This joint pleading is timely filed on or before January 13, 2017.

I. Motion to Admit Evidence

Quadvest and Staff (together, the Parties) jointly request that the following evidence be admitted into the record of this proceeding:

- a. Application of Quadvest to amend water Certificate of Convenience and Necessity (CCN) No. 11612 and sewer CCN No. 20952, filed on June 16, 2016 (AIS Item No. 1);
- b. Quadvest's confidential filing containing financial information, filed on June 16, 2016 (AIS Item No. 2);
- c. Quadvest's proof of notice, filed on September 2, 2016 (AIS Item No. 13);
- d. Quadvest's supplemental proof of notice, filed on October 6, 2016 (AIS Item No. 17);
- e. Quadvest's Response to Staff's First Request for Information (RFI), filed on September 2, 2016 (AIS Item No. 12);
- f. Quadvest's Response to Staff's Second RFI, filed confidentially on September 26, 2016 (AIS Item No. 16);
- g. Quadvest's Response to Staff's Third RFI, filed on November 8, 2016 (AIS Item No. 21);

- h. Quadvest's Consent Form, filed on November 22, 2016 (AIS Item No. 24);
and
- i. Staff's Recommendation on Final Disposition and supporting documentation,
filed December 21, 2016 (AIS Item No. 25).

II. Proposed Notice of Approval

The Proposed Notice of Approval, included herein as Attachment A, would approve Quadvest's application to amend its water CCN No. 11612 and sewer CCN No. 20952 in Montgomery County, which was filed pursuant to Tex. Water Code §§ 13.241-.250 and 16 Tex. Admin. Code §§ 24.101-.107. This docket was processed in accordance with applicable statutes and Commission rules. Notice of the application was provided to interested parties. Quadvest and Staff are the only parties to this proceeding. No other party filed a request to intervene, filed comments on the application, protested this filing, or requested a hearing in this proceeding. The Parties have reviewed and agreed to the Proposed Notice of Approval.

III. Conclusion

Staff has reviewed the application and recommends approval. The requirements for informal disposition have been met. Therefore, the Parties respectfully request that the Commission grant the admittance of the specified evidence and adopt the attached findings of fact, conclusions of law, and ordering paragraphs.

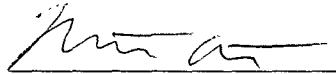
DATED: January 13, 2017

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney



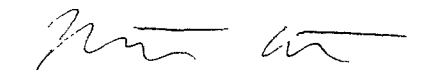
Matthew A. Arth
State Bar No. 24090806
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7021
(512) 936-7268 (facsimile)
Matthew.Arth@puc.texas.gov

QUADVEST, L.P.

Yvette Castro
Quadvest, L.P.
(281) 305-1124
YvetteC@quadvest.com

**P.U.C. DOCKET NO. 46067
CERTIFICATE OF SERVICE**

I, Matthew Arth, staff attorney for the Public Utility Commission of Texas, certify that a copy of this document was served on all parties of record in this proceeding on January 13, 2017 in accordance with the requirements of 16 Tex. Admin. Code § 22.74.


Matthew A. Arth

P.U.C. DOCKET NO. 46067

APPLICATION OF QUADVEST, L.P. TO	§	PUBLIC UTILITY COMMISSION
AMEND ITS CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY IN	§	OF TEXAS
MONTGOMERY COUNTY	§	

PROPOSED NOTICE OF APPROVAL

This Notice of Approval addresses the application of Quadvest, L.P. (Quadvest) to amend its water Certificate of Convenience and Necessity (CCN) No. 11612 and sewer CCN No. 20952 in Montgomery County, Texas pursuant to Tex. Water Code §§ 13.241-13.250 (TWC) and 16 Tex. Admin. Code §§ 24.101-24.107 (TAC). On December 21, 2016, Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) recommended that the application be approved. The application is approved.

The Commission adopts the following findings of fact and conclusions of law:

I. Findings of Fact

Procedural History

1. On June 16, 2016, Quadvest filed with the Commission an application to amend its water CCN No. 11612 and sewer CCN No. 20952 in Montgomery County, Texas. Quadvest also filed additional financial information confidentially on the same date.
2. On June 21, 2016, Order No. 1 was issued, requiring comments on administrative completeness of application and notice and a proposed procedural schedule.
3. On June 24, 2016, Order No. 2 was issued extending deadlines for responses.
4. On July 18, 2016, Staff filed a recommendation that Quadvest's application be deemed administratively complete.
5. On July 21, 2016, Order No. 3 was issued deeming application administratively complete, addressing notice, and establishing procedural schedule.
6. On September 2, 2016, Quadvest filed proof of notice.
7. On September 2, 2016, Quadvest also filed its Response to Staff's First Request for Information (RFI).
8. On Sept 14, 2016, Order No. 4 was issued finding that notice remained deficient.
9. On September 26, 2016, Quadvest confidentially filed a response to Staff's Second RFI.

10. On October 6, 2016, Quadvest filed a supplemental proof of notice, containing a copy of the published notice and affidavit affirming that notice was published.
11. On October 13, 2016, Order No. 5 was issued deeming Quadvest's notice sufficient and establishing a further procedural schedule.
12. On November 8, 2016, Quadvest filed its Response to Staff's Third RFI.
13. On November 22, 2016, Quadvest filed signed consent to the final maps, certificates, and tariff revisions sent by Staff on November 16, 2016.
14. On December 21, 2016, Commission Staff filed its Recommendation on Final Disposition, recommending approval of the application.
15. On January 13, 2017, Staff and Quadvest filed a joint motion to admit evidence and proposed notice of approval.
16. On _____, 2017, the Commission granted the Joint Motion to Admit Evidence. The following evidence was admitted:
 - a. Application of Quadvest to amend water CCN No. 11612 and sewer.CCN No. 20952, filed June 16, 2016;
 - b. Quadvest's confidential filing containing financial information, filed on June 21, 2016;
 - c. Quadvest's proof of notice, filed on September 2, 2016;
 - d. Quadvest's supplemental proof of notice, filed on October 6, 2016;
 - e. Quadvest's Response to Staff's First RFI, filed on September 2, 2016;
 - f. Quadvest's Response to Staff's Second RFI, filed confidentially on September 26, 2016;
 - g. Quadvest's Response to Staff's Third RFI, filed on November 8, 2016;
 - h. Quadvest's Consent Form, filed on November 22, 2016; and
 - i. Staff's Recommendation on Final Disposition and supporting documentation, filed on December 21, 2016.

Informal Disposition

17. More than 15 days have passed since completion of notice in this docket.
18. The Commission received no protests, motions to intervene, or requests for hearing.
19. Staff and Quadvest are the only parties to the proceeding.
20. No issues of fact or law remain disputed by any party; therefore, no hearing is necessary.
21. The certificate, map, and tariff revisions, as admitted, are approved.

II. Conclusions of Law

1. The Commission has jurisdiction over Quadvest's application pursuant to Tex. Water Code §§ 13.041, 13.241-13.250 (TWC) and 16 Tex. Admin. Code §§ 24.101-24.107 (TAC).
2. Quadvest is a retail public utility as defined in TWC § 13.002(19) and 16 TAC § 24.3(41).
3. Quadvest provided notice in compliance with the requirements of TWC § 13.246 and 16 TAC § 24.106.
4. The application was processed in accordance with the requirements of the Texas Administrative Procedures Act, Tex. Gov't Code §§ 2001.001-2001.902, TWC § 13.241-13.250 and 16 TAC §§ 24.101 and 24.107.
5. After considering the factors in TWC § 13.246(c), Quadvest has demonstrated adequate financial, managerial, and technical capability for providing continuous and adequate service to the requested area and its current service area.
6. The application meets the requirements set forth in TWC §§ 13.241-13.250 and 16 TAC §§ 24.101-24.107.
7. Approval of the amendments requested in this application are necessary for the service, accommodation, convenience, and safety of the public as required by TWC § 13.246(b) and 16 TAC § 24.102(c).
8. Pursuant to TWC § 13.257(r), Quadvest is required to record a certified copy of the approved CCNs and maps, along with a boundary description of the service area, in the real property records of each county in which the service area or a portion of the service area is located, and submit to the Commission evidence of the recording.
9. The requirements for informal disposition pursuant to 16 TAC § 22.35 have been met in this proceeding.

III. Ordering Paragraphs

In accordance with these findings of facts and conclusions of law, the Commission issues the following Order:

1. Quadvest's application is approved.
2. Quadvest's water CCN No. 11612 and sewer CCN No. 20952 are amended as requested in the application and in accordance with this Notice of Approval and the attached maps, certificates, and tariff revisions.

3. All other motions, requests for entry of specific findings of fact or conclusions of law, and any other requests for general or specific relief, if not expressly granted herein, are denied.

SIGNED AT AUSTIN, TEXAS, the _____ day of _____, 2017.

Administrative Law Judge