



Control Number: 46215



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DOCKET NO. 46215

RECEIVED

PETITION OF THE COMMONS §
WATER SUPPLY, INC. TO §
DECERTIFY AREA FROM ITS §
CERTIFICATE OF CONVENIENCE §
AND NECESSITY IN HARRIS COUNTY §

PUBLIC UTILITY COMMISSION

2016 NOV 14 AM 9:55
PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS

COMMISSION STAFF'S RECOMMENDATION FINDING NOTICE SUFFICIENT

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Response to Order No. 3 and Recommendation Finding Notice Sufficient. In support thereof, Staff shows the following:

I. Background

On July 26, 2016, The Commons Water Supply, Inc. (The Commons) filed a petition to decertify area from its water certificate of convenience (CCN) No. 12781 in Harris County. On September 23, 2016, The Commons filed a form 10362 petition to amend its water CCN and supplement its application.

On October 12, 2016, Order No. 3 was issued requiring Staff to file a recommendation on the sufficiency of notice within 10 days of The Commons filing proof of completed notice. On November 3, 2016, The Commons filed proof of completed notice. Accordingly, this pleading is timely filed.

II. Recommendation on Notice

Staff reviewed the information provided by the Applicant in response to Order No. 3. The application was accepted for filing by the Commission on October 12, 2016. Proper public notice was provided on October 21, 2016 and October 28, 2016, via the *Houston Chronicle*. Notice was provided on October 21, 2016, to neighboring systems, landowners, cities and affected parties in Harris County in accordance with 16 Tex. Admin. Code § 24.112(c) (TAC). The Commons filed the affidavit of proof of notice on November 3, 2016. Staff recommends notice is sufficient.

III. Proposed Procedural Schedule

Staff proposes the following procedural schedule:

Event	Date
Notice completed	October 28, 2016
Deadline for intervention	November 28, 2016 ¹
Deadline for Staff to provide final maps and certificates to Applicant for review and consent	January 3, 2017
Deadline for Applicant to file signed consent forms with the Commission	January 17, 2017
If no hearing is requested, deadline for Commission Staff to file a final recommendation on the Application	January 24, 2017
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	January 31, 2016

IV. Conclusion

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

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 last published on October 28, 2016. Therefore, 30 days after October 28, 2016 is Sunday, November 27, 2016.

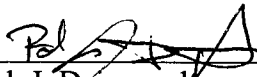
Dated: November 14, 2016

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney

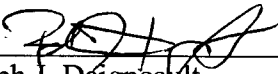


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on November 14, 2016, in accordance with 16 TAC § 22.74.



Ralph J. Daigneault