



Control Number: 46300



Item Number: 14

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RECEIVED

APPLICATION OF DAL-HIGH §  
WATER SUPPLY AND L&T WATER §  
WORKS FOR SALE, TRANSFER, OR §  
MERGER OF FACILITIES AND §  
CERTIFICATE RIGHTS IN §  
HENDERSON COUNTY §  
§

2016 NOV -7 PM 12: 58  
PUBLIC UTILITY COMMISSION  
PUBLIC UTILITY COMMISSION  
FILING CLERK  
OF TEXAS

**COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY OF NOTICE**

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Recommendation on Sufficiency of Notice, and would show the following:

**I. BACKGROUND**

On August 22, 2016, Dal-High Water Supply (Dal-High) and L&T Water Works filed an application for sale, transfer, or merger of facilities and certificate of convenience and necessity rights in Henderson County. Specifically, L&T Water Works seeks approval to acquire all of the water system assets of Dal-High Water Supply held under water Certificate of Convenience and Necessity (CCN) No. 12830. On October 19, 2016, Order No. 3 was issued, finding the notice deficient, requiring that Dal-High file the list of notice recipients by November 16, 2016, and that Staff file its recommendation on notice by December 7, 2016.

**II. RECOMMENDATION ON SUFFICIENCY OF NOTICE**

On October 21, 2016, Dal-High filed the list of recipients that was provided notice. Based on the filing, Staff recommends that the notice be deemed sufficient, as indicated in the attached memorandum from Ricky Herrera, Staff Engineer, and Gary Horton, Jr., GIS Specialist, of the Water Utilities Division. Staff recommends the following procedural schedule:

Event	Date
Notice completed	October 4, 2016
Deadline for intervention	November 3, 2016

Deadline for Staff to provide final maps, certificates, and tariffs (if applicable) to Applicant for review and consent	January 6, 2017
Deadline for Applicant to file signed consent forms with the Commission	January 20, 2017
If not hearing is requested, Deadline for Staff to file a final recommendation on the Application	January 27, 2017
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	February 3, 2017

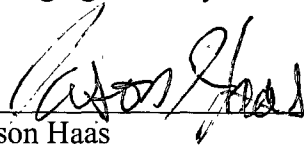
**Dated: November 7, 2016**

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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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 7, 2016 in accordance with 16 Tex. Admin. Code § 22.74.



Jason Haas

## PUC Interoffice Memorandum

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**To:** Jason Haas  
Legal Division

**Thru:** Tammy Benter, Director  
Lisa Fuentes, Work Lead  
Water Utilities Division

**From:** Ricky Herrera, Staff Engineer  
Gary Horton, Jr., GIS Specialist  
Water Utilities Division

**Date:** November 4, 2016

**Subject:** **Docket 46300**, *Application of Dal-High Water Supply Company and L&T Water Works for Sale, Transfer, or Merger of Facilities and Certificate Rights in Henderson County*

On August 22, 2016, L&T Water Works, LLC (L&T) and Dal-High Water Supply Company (Dal-High) (Collectively, Applicants) filed an application with the Public Utility Commission of Texas (Commission) for sale, transfer, or merger of facilities and certificate rights in Henderson County, Texas. Specifically, L&T seeks approval to acquire all of the water assets and service area of Dal-High and to cancel Dal-High's water Certificate of Convenience and Necessity (CCN) No. 12830. The application is being reviewed for administrative completeness pursuant to Texas Water Code Ann. (TWC); §§ 13.242 to 13.250 and the 16 Tex. Admin Code (TAC) §§ 24.101 to 24.107

Dal-High filed notice documentation with the Commission on October 21, 2016. Staff has reviewed the documentation and recommends the filing be deemed sufficient.