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DOCKET NO. 46851

APPLICATION OF WATER
NECESSITIES, INC. TO AMEND A
WATER CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
HARDIN COUNTY

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COMMISSION STAFF'S RECOMMENDATION ON NOTICE

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Response to Order No. 7 and Recommendation on Notice. In support thereof, Staff shows the following:

I. BACKGROUND

On February 13, 2017, Water Necessities, Inc. (Applicant) filed an application with the Public Utility Commission of Texas to amend its water certificate of convenience and necessity (CCN) No. 12243 in Hardin County, Texas. Applicant seeks the amendment to provide water utility service to approximately 72 acres of land and 61 customers. Order No. 7, issued September 15, 2017, required Staff to file a recommendation on the sufficiency of notice within 10 days of applicant providing proof of notice. Applicant filed its proof of notice on November 1, 2017. This pleading is therefore timely filed.

II. RECOMMENDATION ON NOTICE

Staff has reviewed the applicant's affidavits of notice filed on November 1, 2017 and recommend they be found insufficient. Notice was mailed on October 20, 2017 and notice was published in a newspaper for two consecutive weeks on October 4, 2017 and October 11, 2017. However, the proof of notice filing did not include an example of the notice sent to neighboring utilities and other affected parties. Staff has spoken with applicant, who indicated this information will be filed shortly. Therefore, Staff recommends that applicant be given until November 17, 2017 to file this supporting documentation, and that Staff be given a deadline to file a supplemental recommendation on notice of November 21, 2017.

III. CONCLUSION

Staff respectfully requests the entry of an order consistent with the above recommendation.

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Dated: November 10, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

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**DOCKET NO. 46851
CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record November 10, 2017, in accordance with 16 Texas Admin. Code § 22.74.



Alexander Petak