

Control Number: 47027



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APPLICATION OF AQUA WATER §
SUPPLY CORPORATION AND §
FAYETTE WATER SUPPLY §
CORPORATION FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN BASTROP COUNTY. §

PUBLIC UTILITY COMMISSION: 31
OF TEXAS

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**STAFF'S SUPPLEMENTAL RECOMMENDATION ON ADMINISTRATIVE
COMPLETENESS**

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Supplemental Recommendation on Administrative Completeness. In support thereof, Staff would show the following:

I. BACKGROUND

On April 4, 2017, Aqua Water Supply Corporation (Aqua) and Fayette Water Supply Corporation (Fayette) (collectively, Applicants) filed an application for approval of a sale, transfer, or merger of facilities and certificate rights in Bastrop County. Specifically, Aqua and Fayette have agreed to transfer a portion of Aqua's water certificate of convenience and necessity (CCN) No. 10294 to Fayette's water CCN No. 10726 to allow Fayette to provide water service to residents who are currently without potable water service.

On May 8, 2017, the Administrative Law Judge (ALJ) issued Order No. 2, which established June 30, 2017 as the deadline for Staff to file additional comments on the administrative completeness of the application. This pleading is therefore timely filed.

II. ADMINISTRATIVE COMPLETENESS RECOMMENDATION

Staff has reviewed the application and supplemental materials from the Applicants that were filed May 19, 2017. As supported by the attached memorandum from Jolie Mathis of the Commission's Water Utilities Regulation Division, Staff recommends that the application be deemed administratively incomplete and deficient. Pursuant to 16 TAC § 24.8(a), applications are not considered filed until a determination of administrative completeness is made. Staff

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recommends that the Applicants be directed to address the issues addressed in the attached memorandum.

III. PROCEDURAL SCHEDULE

Due to the deficiencies in the application, Staff does not recommend a procedural schedule for evaluation of the merits at this time. Staff recommends that the Applicants cure the deficiencies in its application by July 31, 2017, and that Staff be required to provide a supplemental recommendation by August 28, 2017.

IV. CONCLUSION

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

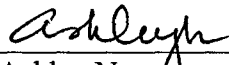
DATED: June 30, 2017

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 this the 30th of June, 2017, in accordance with 16 TAC § 22.74.



Ashley Nwonuma

PUC Interoffice Memorandum

To: Ashley Nwonuma
Legal Division

Thru: Lisa Fuentes, Manager
Water Utilities Division

From: Jolie Mathis, Staff Engineer
Water Utilities Division

Date: June 30, 2017

Subject: **Docket 47027**, *Application of Aqua WSC and Fayette Water Supply Corporation for Sale, Transfer, or Merger of Facilities and Certificate Rights in Bastrop County*

On April 4, 2017, Aqua Water Supply Corporation (Aqua WSC or Seller) and Fayette Water Supply Corporation (Fayette WSC or Buyer), (Collectively, Applicants), filed an application for sale, transfer, or merger of facilities and certificate rights in Bastrop County. Specifically, Aqua WSC will transfer a portion of its Certificate of Convenience and Necessity (CCN) No. 10294 to Fayette WSC, CCN No. 10726. The transfer will allow Fayette WSC to provide water service to residents who are currently without potable water service.

Staff has reviewed the information provided by the Applicant on May 19, 2017, and recommends the application be deemed administratively incomplete and not accepted for filing due to the deficiencies detailed below:

Application Content

Staff recommends the Applicant provide the following:

1. Existing tariff for Aqua Water Supply Corporation
2. Existing tariff for Fayette Water Supply Corporation
3. Certificate of Account Status for Fayette Water Supply Corporation.