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DOCKET NO. 47230

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APPLICATION OF HICKORY	§	PUBLIC UTILITY COMMISSION
CREEK SPECIAL UTILITY	§	
DISTRICT TO AMEND A WATER	§	OF TEXAS
CERTIFICATE OF CONVENIENCE	§	
AND NECESSITY IN HUNT AND	§	
FANNIN COUNTIES	§	

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 in response to Order No. 3 and would show the following:

I. BACKGROUND

On June 1, 2017, Hickory Creek Special Utility District (HCSUD) filed an application to amend its water Certificate of Convenience and Necessity (CCN) No. 10809 in Hunt and Fannin counties. HCSUD filed supplemental information on August 3, 2017.

On September 8, 2017, Order No. 3 was issued establishing a deadline of ten working days from the filing of proof of completed notice for Staff to file a recommendation on the sufficiency of notice. HCSUD filed proof of notice on October 19, 2017. Ten working days from October 19 is November 2, 2017. This pleading is therefore timely filed.

II. SUFFICIENCY OF NOTICE

As detailed in the attached memorandum from Andrew Novak in the Commission's Water Utility Regulation Division, Staff has reviewed the proof of notice filed by HCSUD and recommends that notice be deemed sufficient.

III. PROCEDURAL SCHEDULE

Staff recommends the notice be found sufficient. Staff therefore proposes the following procedural schedule:

Event	Date
Notice completed	October 10, 2017
Deadline for intervention	November 9, 2017 ¹
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable), to HCSUD for review and consent	January 10, 2018
Deadline for HCSUD to file signed consent forms with the Commission	January 24, 2018
If no hearing is requested, deadline for Staff to file a final recommendation on the Application	January 31, 2018
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	February 7, 2018

IV. CONCLUSION

For the reasons detailed above, Staff recommends that HCSUD's notice be deemed sufficient and that the procedural schedule proposed above be adopted.

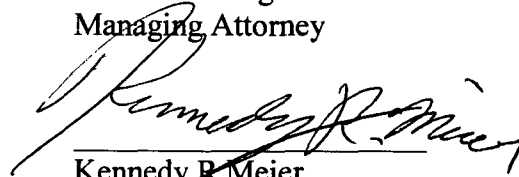
¹ Under 16 TAC § 24.106(a)(3), the intervention deadline is 30 days after the mailing or publication of notice, whichever occurs later. Notice was mailed on September 22, 2017, and published on September 27, 2017; October 3, 2017; October 4, 2017; and October 10, 2017. Therefore, 30 days after October 10 is November 9, 2017.

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Katherine Lengieza Gross
Managing Attorney

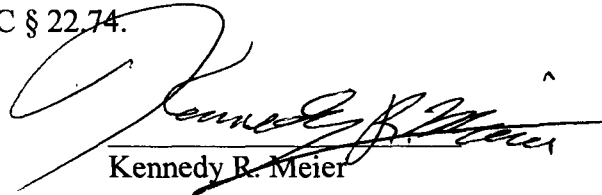


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on this the 30th of October, 2017 in accordance with 16 TAC § 22.74.



Kennedy R. Meier

PUC Interoffice Memorandum

To: Kennedy Meier
Legal Division

Thru: Lisa Fuentes, Manager
Water Utilities Division

From: Andrew Novak, Financial Analyst
Water Utilities Division

Date: October 27, 2017

Subject: **Docket 47230**, *Application of Hickory Creek Special Utility District to Amend a Water Certificate of Convenience and Necessity in Hunt and Fannin Counties*

On June 1, 2017, Hickory Creek Special Utility District (Applicant) filed with the Public Utility Commission of Texas (Commission) an application to amend water Certificate of Convenience and Necessity (CCN) No. 10809 pursuant to Texas Water Code Ann. (TWC), §§ 13.242 to 13.250 and the 16 Tex. Admin Code (TAC) §§ 24.101 to 24.107. The Applicant is not seeking dual certification with the City of Wolfe City.

In response to Commission Order No. 3, the Applicant provided public notice to customers, neighboring systems, and affected parties in Hunt and Fannin Counties on September 22, 2017. On September 27 and October 4, 2017, notice was published in the Herald Banner as well as on October 3rd and October 10th in the Fannin County Leader. The affidavits of notice were filed with the Commission on October 19, 2017. Staff has reviewed the notice documents and recommends they be deemed sufficient.