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DOCKET NO. 47289

APPLICATION OF
HUBERT-WATSON SUBDIVISION
WATER SUPPLY, INC. FOR
APPROVAL OF A CHANGE IN
OWNERSHIP

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PUBLIC UTILITY COMMISSION
OF TEXAS

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**COMMISSION 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 response to Order No. 2 and would show the following:

I. BACKGROUND

On June 15, 2017, Hubert-Watson Subdivision Water Supply, Inc. (Hubert-Watson) filed an application for approval of a change in ownership. Specifically, Hubert-Watson seeks approval to acquire all shares held by the Betty Hubert Wise Trust and allow Randal Boenigk to invest in an ownership interest of Hubert-Watson.

On July 7, 2017, Order No. 2 was issued, finding the application administratively incomplete and establishing a deadline of September 8, 2017 for Staff to file a supplemental recommendation regarding the administrative completeness of the application along with a proposed procedural schedule. This pleading is therefore timely filed.

II. ADMINISTRATIVE COMPLETENESS

As detailed in the attached memorandum from Emily Sears in the Commission's Water Utility Regulation Division, Staff has reviewed the application as supplemented on July 11, 2017 and recommends that it be found administratively complete.¹

¹ Staff has contacted Hubert-Watson to determine whether a delay in this proceeding would be helpful in light of Hubert-Watson's location in an area affected by Hurricane Harvey. Based on these discussions, it is Staff's understanding that a delay is not needed at this time.

III. PROCEDURAL SCHEDULE

Staff recommends that the application be found administratively complete. Staff therefore proposes the following procedural schedule:

Event	Deadline
Deadline for Staff to request a hearing or file a recommendation on final disposition of the application	30 days after the application is deemed administratively complete
Deadline for parties to file a response to Staff's recommendation, or deadline for parties to file a joint proposed notice of approval, including findings of fact, conclusions of law, and ordering paragraphs	45 days after the application is deemed administratively complete
Expiration of the 60-day deadline for a hearing to be requested under Texas Water Code § 13.302(e) and 16 Texas Administrative Code § 24.111(e)	60 days after the application is deemed administratively complete

IV. CONCLUSION

For the reasons detailed above, Staff recommends that the application be found administratively complete. Staff further recommends that the procedural schedule proposed above be adopted for continued processing of this matter.

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Katherine Lengieza Gross
Managing Attorney

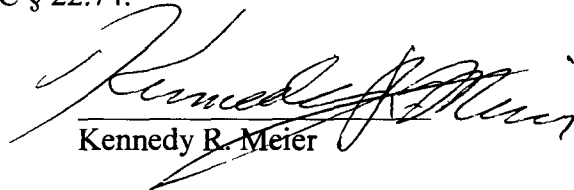


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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on this the 7th of September, 2017 in accordance with 16 TAC § 22.74.



Kennedy R. Meier

Public Utility Commission of Texas

Memorandum

To: Kennedy Meier, Attorney
Legal Division

Thru: Tammy Benter, Director
Water Utilities Division

From: Emily Sears, Financial Analyst
Water Utilities Division

Date: September 6, 2017

Subject: **Docket No. 47289;** *Application of Hubert-Watson Subdivision Water Supply, Inc. for Approval of a Change in Ownership*

On June 20, 2017, Hubert-Watson Subdivision Water Supply, Inc. (HW or Applicant) filed an application for approval to acquire all HW shares from the Betty Hubert Wise Trust and allow Randal Boenigk to invest in an ownership interest of HW pursuant to Tex. Water Code § 13.302 (TWC) and 16 Tex. Admin. Code § 24.111 (TAC). The Applicant provides retail water service to customers in Matagorda County under Certificate of Convenience and Necessity (CCN) No. 12123. Upon approval of the transaction, HW intends to conduct utility business operations as they have in the past, with no changes to the name of the utility, and no change in the chosen operating company to run the system. The Betty Hubert Wise Trust currently owns the controlling interests in HW as defined in § 24.111(TAC).

After review of the additional information provided by the applicant on July 11, 2017, Staff recommends that the application be deemed sufficient and administratively complete for filing.