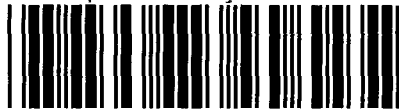




Control Number: 47289



Item Number: 4

Addendum StartPage: 0

**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 RECOMMENDATION ON ADMINISTRATIVE  
COMPLETENESS**

**COMES NOW** the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Recommendation on Administrative Completeness in response to Order No. 1 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 June 20, 2017, Order No. 1 was issued, establishing a deadline of July 7, 2017 for Staff to file a recommendation regarding the administrative completeness of the application, the need for additional notice, and an appropriate procedural schedule for further processing. 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 and recommends that it be found administratively incomplete. Specifically, Staff recommends that Hubert-Watson be directed to provide the following information:

- 1) Indicate whether any money was transferred in the redemption of the Betty Hubert Wise Trust shares;
- 2) File a copy of the purchase agreement for the shares to be purchased by Randall Boenigk; and

3) Identify the owner of the \$1,200 in common stock listed on Hubert-Watson's books.

### **III. PROCEDURAL SCHEDULE**

Staff recommends that a deadline of August 7, 2017 be established for Hubert-Watson to supplement its application to address the noted deficiencies. Staff further recommends that a deadline of September 8, 2017 be established for Staff to file a supplemental recommendation on administrative completeness.

### **IV. CONCLUSION**

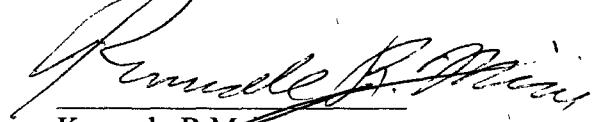
For the reasons detailed above, Staff recommends that the application be found administratively incomplete. Staff further recommends that the procedural schedule proposed above be adopted for continued processing of this matter.

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF  
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton  
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**DOCKET NO. 47289**

**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on this the 7<sup>th</sup> of July in accordance with 16 TAC § 22.74.



Kennedy R. Meier

# *Public Utility Commission of Texas*

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## **Memorandum**

**To:** Kennedy Meier, Attorney  
Legal Division

**Thru:** Tammy Benter, Director  
Water Utilities Division

**From:** Emily Sears, Financial Analyst  
Water Utilities Division

**Date:** July 7, 2017

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

On June 15, 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 application, Staff recommends that the application be deemed insufficient and administratively incomplete for filing. Staff further recommends that the following information be provided by the Applicant in order to continue processing the application:

- 1) Indicate whether any money was transferred in the redemption of the Betty Hubert Wise Trust shares;
- 2) File a copy of the purchase agreement for the shares to be purchased by Randall Boenigk; and
- 3) Identify the owner of \$1,200 in shares listed on the company's books.