

Control Number: 47689



Item Number: 25

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RECEIVED

APPLICATION OF BHP WATER §  
SUPPLY CORPORATION AND THE §  
CITY OF CADDO MILLS FOR SALE, §  
TRANSFER, OR MERGER OF §  
CERTIFICATE RIGHTS IN HUNT §  
COUNTY §

PUBLIC UTILITY COMMISSION 1:35

OF TEXAS FILING CLERK

**COMMISSION STAFF'S RECOMMENDATION ON THE CLOSING OF THE TRANSACTION**

**COMES NOW** the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Recommendation on the Closing of the Transaction.

**I. BACKGROUND**

On October 12, 2017, BHP Water Supply Corporation (BHP WSC) and the City of Caddo Mills (Caddo Mills), (collectively, Applicants) filed an application for the sale, transfer, or merger of facilities in Hunt County. Specifically, Caddo Mills seeks approval to acquire a portion of facilities and service area from BHP WSC. The requested area includes approximately 1,111 acres and zero customers.

On June 11, 2018, the Administrative Law Judge (ALJ) issued Order No. 6 approving the transaction and requiring Staff to file a recommendation on the closing of the transaction within 15 days of the Applicant's filing of proof that the transaction has taken place. Caddo Mills filed their response to Order No. 6 on August 13, 2018. Caddo Mills supplemented their initial response to Order No. 6 on August 21, 2018. Fifteen days after August 13, 2018 is August 28, 2018, making this pleading timely filed.

**II. RECOMMENDATION ON THE CLOSING OF THE TRANSACTION**

Staff has reviewed the proof of sale documentation and the supplemental documentation provided by the Applicant and recommends that the documentation be deemed sufficient pursuant to 16 TAC § 24.109(n). The Applicants provided an affidavit signed by both parties attesting to the closure of the sale and a statement regarding customer deposits. Staff has reviewed the affidavits and statement and recommends the documents be deemed sufficient.

### III. PROCEDURAL SCHEDULE

Staff recommends the following procedural schedule:

Event	Date
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable), to Applicants for review and consent.	September 17, 2018
Deadline for Applicants to file signed consent forms with the Commission	October 8, 2018
Deadline for parties to file joint proposed findings of fact and conclusions of law	October 15, 2018

### IV. CONCLUSION

Staff respectfully requests the entry of an order consistent with the above request for an extension.

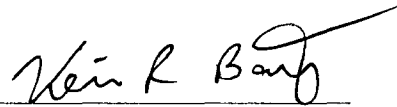
**Dated: August 22, 2018**

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF  
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton  
Division Director

Katherine Lengieza Gross  
Managing Attorney

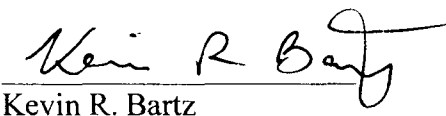


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**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on this the 22<sup>nd</sup> of August, 2018 in accordance with 16 TAC § 22.74.



Kevin R. Bartz