



Control Number: 47744



Item Number: 22

Addendum StartPage: 0

<p>APPLICATION OF SHADY SHORES DEVELOPMENT D/B/A SHADY SHORES WATER SYSTEM AND DIANA SPECIAL UTILITY DISTRICT FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN MARION COUNTY</p>	<p>§ § § § § § § §</p>	<p>PUBLIC UTILITY COMMISSION OF TEXAS</p>
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23

COMMISSION STAFF’S SUPPLEMENTAL CLOSING DOCUMENTS SUFFICIENCY RECOMMENDATION

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Commission Staff’s Supplemental Closing Documents Sufficiency Recommendation and would show the following:

I. BACKGROUND

On October 31, 2017, Shady Shores Development d/b/a Shady Shores Water System (Shady Shores WS) and Diana Special Utility District (Diana SUD), (collectively, Applicants) filed an application for sale, transfer, or merger of facilities and certificate rights in Marion County, Texas. Specifically, Diana SUD seeks to acquire all of the water system assets and service area of Shady Shores WS held under water Certificate of Convenience and Necessity (CCN) No. 11173.

On May 14, 2018, the administrative law judge (ALJ) issued Order No. 6, requiring the Applicants to file sufficient documentation by May 28, 2018. Order No. 6 also required Staff to file a supplemental recommendation regarding the sufficiency of the Applicants’ documentation and propose a schedule for the continued processing of this docket no later than June 12, 2018. Therefore, this pleading is timely filed.

II. CLOSING DOCUMENTS SUFFICIENCY RECOMMENDATION

Staff reviewed the sales documents filed by Applicants on May 1, 2018, May 21, 2018, and June 5, 2018 and recommends that the sales document filed on June 5, 2018 be found sufficient. Staff notes that the affidavit filed on May 1, 2018, affirms that there were no outstanding customer deposits. Accordingly, Staff recommends a finding that customer deposits have been addressed.

III. PROPOSED FURTHER PROCEDURAL SCHEDULE

In accordance with Staff's recommendation that the closing document be found sufficient, Staff proposes the following procedural schedule:

Event	Date
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable), to Applicants for review and consent	July 12, 2018
Deadline for Applicants to file consent forms with the Commission	July 26, 2018
Deadline for parties to jointly file a proposed notice of approval, including proposed findings of fact, conclusions of law, and ordering paragraphs	August 3, 2018

IV. CONCLUSION

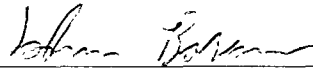
For the reasons stated above, Staff respectfully requests that an order be issued finding that the closing document filed by the Applicants is sufficient and that customer deposits have been properly addressed. Staff further requests that the above proposed procedural schedule be adopted for continued processing of this docket.

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

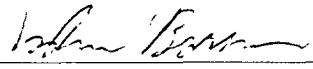
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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on June 12, 2018 in accordance with 16 TAC § 22.74.



Joshua Adam Barron