



Control Number: 47931



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Addendum StartPage: 0

DOCKET NO. 47931

RECEIVED

APPLICATION OF ALBURY MANOR §
UTILITY COMPANY, INC. TO §
AMEND A WATER CERTIFICATE §
OF CONVENIENCE AND §
NECESSITY TO DECERTIFY THE §
ALBURY TRAIL ESTATES SERVICE §
AREA IN HARRIS COUNTY §

PUBLIC UTILITY COMMISSION

2018 MAR 22 PM 2:08
PUBLIC UTILITY COMMISSION
OF TEXAS
FILING CLERK

**COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY OF NOTICE AND
PROPOSED PROCEDURAL SCHEDULE**

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and in response to Order No. 2, files this Recommendation on Sufficiency of Notice and Proposed Procedural Schedule. In support thereof, Staff shows the following:

I. BACKGROUND

On January 5, 2018, Albury Manor Utility Company, Inc. (Albury Manor or Applicant) filed an application to amend its water Certificate of Convenience and Necessity (CCN) No. 11507 and to decertify the Albury Trail Estates service area in Harris County. The total area being requested includes approximately one hundred (100) acres and zero (0) customers.

On February 9, 2018, Order No. 2 was issued, establishing a deadline for Staff to file a recommendation on the sufficiency of Applicant's notice within ten (10) days of Applicant filing proof of completed notice with the Commission. Applicant filed proof of notice on March 14, 2018. Therefore, this pleading is timely filed.

I. SUFFICIENCY OF NOTICE

Staff has reviewed the notice documentation filed by Applicant on March 14, 2018. The Affidavit of Notice to Current Customers, Neighboring Utilities and Affected Parties and accompanying attachment indicates that notice was mailed on March 2, 2018. In addition, the Publishers Affidavit shows that notice was published in the Houston Business Journal on March 2, 2018, and March 9, 2018. Staff recommends that the notice be deemed sufficient.

II. PROCEDURAL SCHEDULE

In accordance with Staff's recommendation that Applicant's notice be found sufficient, Staff proposes the following supplemental procedural schedule:

Event	Date
Notice completed	March 9, 2018
Deadline for intervention	April 9, 2018 ¹
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable) to Applicant for review and consent	June 8, 2018
Deadline for Applicant to file signed consent forms with the Commission	June 22, 2018
If no hearing is requested, deadline for Staff to file a final recommendation on the application	June 29, 2018
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	July 10, 2018

III. CONCLUSION

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

¹ Pursuant to 16 TAC § 24.106(a)(3), the intervention deadline is thirty (30) days after the mailing or publication of notice, whichever occurs later. Notice was mailed on March 2, 2018, and published on March 2, 2018 and March 9, 2018. Therefore, thirty (30) days after March 9, 2018 is Sunday, April 8, 2018. Since the commission is closed on April 8, 2018, the period runs until the end of the next day on which the commission is open for business, Monday, April 9, 2018.

Dated: March 22, 2018

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on March 22, 2018, in accordance with 16 TAC § 22.74.



Richard A. Nemer