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APPLICATION OF CHUCK BELL DBA §
CHUCK BELL WATER SYSTEMS, LLC §
AND UNDINE TEXAS, LLC FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN JOHNSON AND TARRANT §
COUNTIES §

PUBLIC UTILITY COMMISSION
OF TEXAS
FILING CLERK

COMMISSION STAFF'S RECOMMENDATION ON NOTICE

COMES NOW the staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Recommendation on Notice in response to Order No. 3. Staff recommends that the notice be found sufficient. In support thereof, Staff shows the following:

I. BACKGROUND

On May 24, 2018, Chuck Bell dba Chuck Bell Water Systems, LLC (Chuck Bell) and Undine Texas, LLC (Undine) (together Applicants) filed an application for the sale, transfer, or merger of facilities and certificate rights in Johnson and Tarrant Counties. Specifically, Undine seeks approval to acquire all of the water system assets and service area held by Check Bell under water certificate of convenience and necessity number 12190. The requested area includes approximately 598 acres and 305 connections.

On August 28, 2018, Order No. 3 was issued, establishing a deadline of 10 days after Applicants' filing proof of notice. On September 14, 2018, proof of notice was filed with the Commission, making September 24, 2018 the deadline for Staff to file a recommendation on the sufficiency of notice. This pleading is therefore timely filed.

II. RECOMMENDATION ON NOTICE

Staff has reviewed the affidavits of notice filed by Undine on September 14, 2018 and recommend they be found sufficient. Notice was mailed on August 24, 2018 and notice was published in a newspaper with general circulation in Johnson and Tarrant Counties on September 1 and September 8, 2018.

III. PROCEDURAL SCHEDULE

Staff recommends the notice be found sufficient. Staff therefore proposes the following procedural schedule:

Event	Date
Notice completed	September 8, 2018
Deadline for intervention	October 8, 2018 ¹
Deadline for Staff to request a hearing or file a recommendation on the approval of the sale and on the CCN amendment	November 7, 2018
Deadline for parties to file a response to Staff's recommendation	November 21, 2018
120 day deadline for the Commission to approve the sale or require a hearing	January 7, 2018 ²

IV. CONCLUSION

Staff respectfully requests the entry of an order consistent with the above recommendation.

¹ Pursuant to 16 Texas Administrative Code (TAC) § 24.109(b), the intervention period shall not be less than 30 days unless good cause is shown. Notice was mailed on August 24, 2018 and published on September 1, 2018 and September 8, 2018. Therefore, 30 days after September 8, 2018 is October 8, 2018.

² Pursuant to 16 TAC § 24.109 (a) and (j), the deadline for Commission action is 120 days after the mailing or publication of notice, whichever occurs later. One hundred and twenty days after September 8, 2018 is January 6, 2019. As that date falls on a weekend, the next business day is January 7, 2018, pursuant to 16 TAC § 22.4(a).

Dated: September 24, 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 September 24, 2018, in accordance with 16 Texas Admin. Code § 22.74.



Alexander Petak