



Control Number: 48405



Item Number: 16

Addendum StartPage: 0

DOCKET NO. 48405

**APPLICATION OF CREST WATER §
COMPANY TO AMEND A §
CERTIFICATE OF CONVENIENCE §
AND NECESSITY IN JOHNSON §
COUNTY §**

**PUBLIC UTILITY COMMISSION
OF TEXAS**

RECEIVED
2018 SEP 27 AM 10:22
PUBLIC UTILITY COMMISSION
FILING CLERK

COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF NOTICE

COMES NOW, the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this response to Order No. 3, Staff’s Recommendation on Sufficiency of Notice. In support thereof, Staff shows the following:

I. BACKGROUND

On May 31, 2018, Crest Water Company (Crest Water) filed an application to amend its water Certificate of Convenience and Necessity (CCN) No. 12037 in Johnson County. The total area being requested includes approximately 195 acres and zero current customers.

On August 31, 2018, the Administrative Law Judge (ALJ) issued Order No. 3, establishing a deadline of October 11, 2018, for Crest Water to file signed affidavits that notice was given, along with a copy of the notice sent to affected parties and published in a newspaper of general circulation. Order No. 3 also required Staff to file a recommendation on the sufficiency of notice 10 days after the filing by Crest Water. Crest Water filed signed affidavits on September 14, 2018, and on September 17, 2018. Therefore, this pleading is timely filed.

II. NOTICE

Staff has reviewed the Applicant’s proof of notice and found it to be insufficient. Crest Water has not filed a copy of the notice sent to affected parties and published in a newspaper of general circulation once each week for two consecutive weeks. Therefore, Staff respectfully requests to revise the procedural schedule to allow for such filing.

III. PROPOSED AMENDED PROCEDURAL SCHEDULE

Staff proposes the following amended procedural schedule

Event	Date
Deadline for Crest Water to file with the Commission signed affidavits that notice was given along with a copy of the notice sent to the affected parties and published in a newspaper of general circulation	October 29, 2018
Deadline for Staff to file a recommendation on sufficiency of notice	Within ten (10) days of Crest Water filing proof of completed notice with the Commission
Deadline to intervene	Thirty (30) days after notice is issued

IV. CONCLUSION

For the reasons discussed above, Staff respectfully requests that the amended proposed procedural schedule be adopted.

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Katherine Lengieza Gross
Managing Attorney




Skyler Springsteen Collins
State Bar No. 24105618
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7203
(512) 936-7268 (facsimile)
Skyler.Collins@puc.texas.gov

DOCKET NO. 48405

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on September 27, 2018, in accordance with 16 TAC § 22.74.



Skyler Springsteen Collins