



Control Number: 48680



Item Number: 14

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APPLICATION OF BLUEBONNET §  
HILLS WATER SUPPLY §  
CORPORATION AND CITY OF §  
CRESSON FOR SALE, TRANSFER, §  
OR MERGER OF FACILITIES AND §  
CERTIFICATE RIGHTS IN PARKER §  
COUNTY §

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2019 MAY 31 AM 10:33  
PUBLIC UTILITY COMMISSION  
OF TEXAS  
FILING CLERK

**COMMISSION STAFF'S RECOMMENDATION  
ON NOTICE**

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

**I. BACKGROUND**

On September 12, 2018, Bluebonnet Hills Water Supply Corporation (Bluebonnet) and the City of Cresson (Cresson) (collectively, Applicants), filed an application for sale, transfer, or merger of facilities and certificate rights in Parker and Johnson Counties, Texas. Specifically, Cresson seeks approval to acquire facilities and to transfer water service area from Bluebonnet under water Certificate of Convenience and Necessity (CCN) No. 12290. The requested area includes approximately 436 acres and 164 connections. Applicants filed supplemental information on September 27, 2018 and December 7, 2018.

On February 14, 2019, Order No. 3 was issued, establishing a deadline of ten days from the filing of proof of notice for Staff to file a recommendation on the sufficiency of notice. Applicants filed proof of notice on May 21, 2019. Ten days from May 21 is May 31, 2019. Therefore, this pleading is timely filed.

**II. NOTICE**

Applicants' proof of notice documentation references an exhibit A that contains a list of all entities that were provided notice. However, exhibit A does not appear to be included with the Applicants' proof of notice. Staff is unable to evaluate the sufficiency of Applicants' notice without the list of entities that were provided notice. Staff therefore recommends that Applicants'

proof of notice documentation be deemed insufficient and that Applicants be directed to supplement their proof of notice documentation with the list of entities that were provided notice.

### **III. PROCEDURAL SCHEDULE**

Staff recommends the proof of notice be deemed insufficient. Staff therefore proposes the following procedural schedule:

<b>Event</b>	<b>Date</b>
Deadline for Applicants to file supplemental proof of notice documentation	June 12, 2019
Deadline for Staff to file a recommendation on sufficiency of notice	Within 10 days of Applicants filing supplemental notice documentation
Deadline to intervene	30 days after notice is issued

### **IV. CONCLUSION**

For the reasons detailed above, Staff recommends that the proof of notice be deemed insufficient, that Applicants be directed to supplement the proof of notice as detailed above, and that the procedural schedule proposed above be adopted.

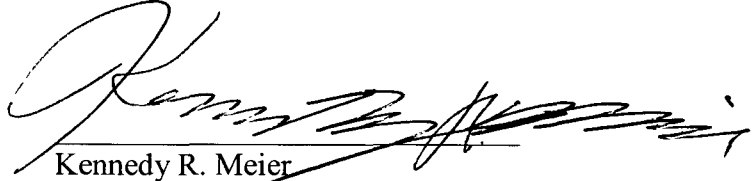
Date: May 31, 2019

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

Margaret Uhlig Pemberton  
Division Director

Katherine Lengieza Gross  
Managing Attorney

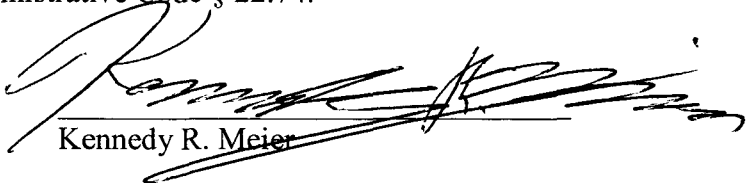


Kennedy R. Meier  
State Bar No. 24092819  
1701 N. Congress Avenue  
P.O. Box 13326  
Austin, Texas 78711-3326  
(512) 936-7265  
(512) 936-7268 (facsimile)  
Kennedy.Meier@puc.texas.gov

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**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on May 31, 2019, in accordance with 16 Texas Administrative Code § 22.74.



Kennedy R. Meier