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PUBLIC UTILITY COMMISSION

OF TEXAS

APPLICATION OF PENDLETON §
HARBOR WATER SUPPLY §
CORPORATION AND G-M WATER §
SUPPLY CORPORATION FOR SALE, §
TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN SABINE COUNTY §

**COMMISSION STAFF'S SUPPLEMENTAL RECOMMENDATION ON
ADMINISTRATIVE COMPLETENESS 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 Administrative Completeness and Proposed Procedural Schedule. Staff recommends that the application be deemed administratively incomplete and that the applicants be ordered to address the identified deficiencies. In support thereof, Staff shows the following:

I. BACKGROUND

On October 17, 2018, Pendleton Harbor Water Supply Corporation (Pendleton) and G-M Water Supply Corporation (G-M) (collectively, Applicants), filed an application for sale, transfer, or merger of facilities and certificate rights in Sabine County, Texas. Specifically, Pendleton seeks to transfer its facilities and water service area under Certificate of Convenience and Necessity (CCN) No. 10737 to G-M. The requested transfer includes approximately 718 acres and 234 current customers.

On November 28, 2018, Order No. 2 was issued, establishing a deadline of January 17, 2019, for Staff to file a supplemental recommendation on the administrative completeness of the application and notice and to propose a procedural schedule for further processing of the application. Therefore, this pleading is timely filed.

II. ADMINISTRATIVE COMPLETENESS

As detailed in the attached memorandum of Kathryn Eiland in the Commission's Water Utility Regulation Division, Staff has reviewed the application and recommends that it be found administratively incomplete. Specifically, Staff has noted that the applicants still have not cured

the identified mapping deficiencies. Staff recommends that Applicants submit supplemental information as detailed in the attached memorandum.

III. PROCEDURAL SCHEDULE

Staff recommends that the application be found administratively incomplete. Therefore, Staff recommends that a deadline of February 15, 2019, be established for Applicants to supplement the application. Staff further recommends that a deadline of March 15, 2019, be established for Staff to review Applicants' supplemental information and make a supplemental recommendation on the administrative completeness of the application. Staff notes that Applicants should not issue notice until the application is found administratively complete.

IV. CONCLUSION

For the reasons discussed above, Staff respectfully recommends that the application be found administratively incomplete. Staff further recommends that the procedural schedule proposed above be adopted for further processing of this docket.

Date: January 16, 2019

Respectfully Submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Margaret Uhlig Pemberton
Division Director

Karen S. Hubbard
Managing Attorney




Patrick D. Todd
State Bar No. 24106513
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7290
(512) 936-7268 (facsimile)
Patrick.Todd@puc.texas.gov

DOCKET NO. 48791

CERTIFICATE OF SERVICE

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

A handwritten signature in black ink, appearing to read 'Patrick D. Todd', written over a horizontal line.

Patrick D. Todd

PUC Interoffice Memorandum

To: Patrick Todd, Attorney
Legal Division

Thru: Lisa Fuentes, Manager
Water Utility Regulation Division

From: Kathryn Eiland, Financial Analyst
Water Utility Regulation Division

Date: January 16, 2019

Subject: **Docket No. 48791**, *Application of Pendleton Harbor Water Supply Corporation and G-M Water Supply Corporation for Sale, Transfer, or Merger of Facilities and Certificate Rights in Sabine County*

On October 17, 2018, G-M Water Supply Corporation (G-M or Buyer) and the Pendleton Harbor Water Supply Corporation (Pendleton or Seller) (collectively, Applicants) filed an application for Sale, Transfer, or Merger (STM) of facilities and certificate rights in Sabine County, Texas, pursuant to Texas Water Code Ann. (TWC) § 13.301 and the 16 Texas Administrative Code (TAC) § 24.239 (formerly § 24.109). Specifically, the Buyer seeks approval to acquire facilities and to transfer water service area from Pendleton under water Certificate of Convenience and Necessity (CCN) No. 10737. The requested area includes approximately 718 acres and 234 connections.

Staff has reviewed the information provided by the Applicant and recommends the application be deemed administratively incomplete and not accepted for filing due to the deficiencies detailed below:

Mapping Content:

The hard copy maps do not clearly show the requested area to be transferred in this application. It appears from the maps and total acreage that the Applicants are seeking to add additional area to the existing boundaries for water CCN No. 10737. If so, the Applicants must file all the requested items listed below. Otherwise, the Applicants must only file the requested general location and detailed maps as described below.

The Applicants must file the following items to resolve the mapping deficiencies:

- A general location map identifying only the requested area, in reference to the nearest county boundary, city, or town.
- A detailed map identifying only the requested area, in reference to verifiable man-made and natural landmarks, such as roads, rivers, and railroads.
- Digital mapping data for the requested area, as a single polygon record, in shapefile (SHP) format, georeferenced in either NAD83 Texas Statewide Mapping System (Meters) or NAD83 Texas State Plane Coordinate System (US Feet).

Staff recommends the Applicants contact mapping staff to resolve the mapping deficiencies.