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DOCKET NO. 48793

APPLICATION OF TEXAS COUNTRY § PUBLIC UTILITY COMMISSION
WATER, INC. AND TCE WATER LLC §
FOR SALE, TRANSFER, OR MERGER § OF TEXAS
OF FACILITIES AND CERTIFICATE §
RIGHTS IN COMAL COUNTY §

**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 October 17, 2018, Texas Country Water, Inc. (Texas Country) and TCE Water LLC (TCE Water) (Collectively, Applicants) filed an application for Sale, Transfer, or Merger of Facilities and Certificate Rights in Comal County, Texas. Specifically, Applicants seek to transfer all of Texas Country's facilities and water service area under Certificate of Convenience and Necessity (CCN) No. 12921 to TCE Water. The requested area includes approximately 141 acres and 104 connections.

On October 19, 2018, the Administrative Law Judge (ALJ) issued Order No. 1, requiring Applicants to supplement their application to provide additional information. On October 31, 2018, Applicants filed a supplement to their application in response to Order No. 1.

On November 28, 2018, the ALJ issued Order No. 2, finding Applicants' application administratively complete. Order No. 2 further established a deadline for Staff to file a recommendation on the sufficiency of Applicants' notice within ten (10) days of Applicants filing proof of completed notice with the Commission. Applicants filed proof of notice on November 29, 2018. Therefore, this pleading is timely filed.

II. SUFFICIENCY OF NOTICE

Staff has reviewed the notice documentation filed by Applicants on November 29, 2018. The Affidavit of Notice to Current Customers, Neighboring Utilities, and Affected Parties

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indicates that notice was mailed on November 26, 2018. Staff recommends that the notice be deemed sufficient.

III. PROCEDURAL SCHEDULE

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

Event	Date
Notice completed	November 26, 2018
Deadline for intervention	January 2, 2019 ¹
Deadline for Staff to request a hearing or file a recommendation on the approval of the transfer and on the CCN amendment	February 1, 2019
Deadline for parties to file a response to Staff's recommendation	February 15, 2019
120-day deadline for the Commission to approve the transfer or require a hearing	March 26, 2019 ²

IV. CONCLUSION

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

¹ Pursuant to 16 TAC § 24.235(a)(3), the intervention deadline is thirty (30) days after the mailing or publication of notice, whichever occurs later. Applicants mailed notice on November 26, 2018. Thirty (30) days after November 26, 2018 is December 26, 2018, which falls on a holiday. Therefore, Staff proposes an intervention deadline of January 2, 2019, which is the next business day.

² Pursuant to 16 TAC § 24.239 (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 November 26, 2018 is March 26, 2019.

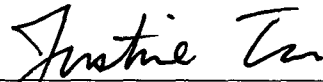
Dated: December 10, 2018

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 December 10, 2018, in accordance with 16 TAC § 22.74.


Justine Isabelle Caedo Tan