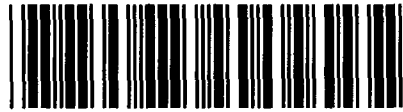


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DOCKET NO. 48816

APPLICATION OF BHP WATER	§	PUBLIC UTILITY COMMISSION
SUPPLY CORPORATION AND CITY	§	
OF ROYSE CITY FOR SALE,	§	OF TEXAS
TRANSFER, OR MERGER OF	§	
FACILITIES AND CERTIFICATE	§	
RIGHTS IN HUNT AND COLLIN	§	
COUNTIES	§	

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. 6. Staff recommends that the notice be found sufficient. In support thereof, Staff shows the following:

I. BACKGROUND

On October 29, 2018, BHP Water Supply Corporation (BPH WSC) and City of Royse City (Royse City) (Collectively, Applicants) filed an application for Sale, Transfer, or Merger of Facilities and Certificate Rights in Collin, Hunt and Rockwall Counties, Texas. Specifically, Royse City, Certificate of Convenience and Necessity (CCN) No. 12827, seeks approval to transfer a portion of facilities and water service area from BHP's CCN No. 10064. The requested area includes approximately 32.9 total acres and 52 current customers. Applicants filed supplemental information on November 6, 2018, November 20, 2018, November 29, 2018 and December 17, 2018.

On May 15, 2019, Order No. 6 was issued, establishing a deadline of 10 days after Applicants' filing proof of notice for Staff to file a recommendation on that notice. On April 15, 2019, Applicants filed affidavits attesting to mail notice. On May 2, 2019, Applicants filed an affidavit attesting to published notice. On June 11, 2019, Applicants filed a supplemental affidavit attesting to published notice. Staff's recommendation on notice was therefore set to June 21, 2019, ten days after proof of notice was submitted. This pleading is therefore timely filed.

II. RECOMMENDATION ON NOTICE

Staff has reviewed the affidavits of notice filed by Applicants on April 15, 2019, May 2, 2019 and June 11, 2019 and recommends they be found sufficient. Notice was mailed on April 11, 2019 and notice was published in a newspaper with general circulation in Collin County on May 19, 2019 and May 26, 2019, in Hunt County on May 14, 2019 and May 21, 2019, and in Rockwall County on April 17, 2019, April 19, 2019, April 24, 2019, and April 26, 2019.

III. PROCEDURAL SCHEDULE

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

Event	Date
Notice completed	May 26, 2019
Deadline for intervention	June 25, 2019 ¹
Deadline for Staff to request a hearing or file a recommendation on the approval of the sale and on the CCN amendment	July 25, 2019
Deadline for parties to file a response to Staff's recommendation	August 7, 2019
120 day deadline for the Commission to approve the sale or require a hearing	September 23, 2019 ²

IV. CONCLUSION

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

Dated: June 21, 2019

¹ Pursuant to 16 Texas Administrative Code (TAC) § 24.239(b), the intervention period shall not be less than 30 days unless good cause is shown. Notice was last published on May 26, 2019. Therefore, 30 days after May 26, 2019 is June 25, 2019.

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 May 26, 2019 is September 23, 2019.

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 June 21, 2019, in accordance with 16 TAC § 22.74.



Alexander Petak