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DOCKET NO. 49178

**APPLICATION OF VINEYARD
RIDGE, LLC AND VINEYARD RIDGE
WATER SUPPLY, LLC FOR SALE,
TRANSFER, OR MERGER OF
FACILITIES AND CERTIFICATE
RIGHTS IN GILLESPIE COUNTY** §
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PUBLIC UTILITY COMMISSION

2019 MAR 22
PUBLIC UTILITY COMMISSION
OFFICE CLERK

**COMMISSION STAFF'S RECOMMENDATION ON
SUFFICIENCY OF NOTICE**

COMES NOW the Commission Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this Recommendation of Sufficiency of Notice. In support thereof, Staff shows the following:

I. BACKGROUND

On February 6, 2019, Vineyard Ridge Water Supply, LLC (Purchaser) and Vineyard Ridge, LLC (Seller), (collectively Applicants) filed an application for Sale, Transfer, or Merger (STM) of facilities and certificate rights in Gillespie County, Texas, pursuant to Texas Water Code Ann. (TWC) § 13.301 and the 16 Texas Administrative Code (TAC) § 24.239.

Specifically, Purchaser seeks approval to acquire facilities and to transfer all of Seller's water CCN No. 13265. The requested area includes approximately 660 acres and 17 connections. On February 7, 2019, Amended Order No. 1 was issued, establishing a deadline of April 8, 2019, for Applicants to file signed affidavits that notice was given, along with a copy of the notice sent to affected parties. Amended Order No. 1 also required Staff to file a recommendation on the sufficiency of notice 10 days after the filing of the affidavits by Applicants. On March 18, 2019, Applicants filed the signed affidavits along with a copy of the notice sent to the affected parties, making Staff's deadline March 28, 2019. This pleading is therefore timely filed.

II. NOTICE

Staff has reviewed the proof of notice and found it to be sufficient. Therefore, Staff respectfully recommends that notice be found sufficient.

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III. PROPOSED AMENDED PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule:

Event	Date
Notice Completed	March 14, 2019
Deadline to Intervene	April 13, 2019 ¹
Deadline for Staff to request a hearing or file a recommendation	May 13, 2019
Deadline for parties to file a response to Staff s recommendation	May 27, 2019
120 day deadline for the Commission to approve the transfer or require a hearing	July 12, 2019 ²

IV. CONCLUSION

For the reasons discussed above, Staff respectfully requests that the Applicants proof of notice be found sufficient and that the proposed procedural schedule be adopted.

¹ Pursuant to 16 Tex. Admin. Code (TAC) § 24.109(c)(3), the deadline for intervention is 30 days from the mailing or publication of notice, whichever occurs later, unless otherwise provided by the presiding officer. Notice was mailed on March 14, 2019 and Staff has concluded that publication was not necessary in this case. Therefore, 30 days after March 14, 2019 is April 13, 2019.

² Pursuant to 16 TAC § 24.109, the deadline for Commission action is 120 days after the later of either when the application is filed, when notice was mailed, or when notice is published. One hundred and twenty days after March 14, 2019 is July 12, 2019

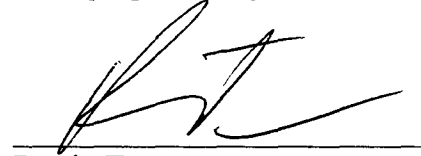
Dated: March 22, 2019

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

Katherine Lengieza Gross
Managing Attorney

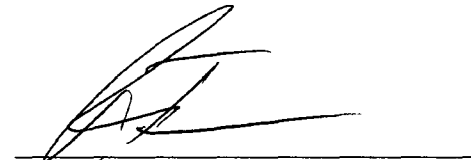


Rustin Tawater
State Bar No. 24110430
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7230
(512) 936-7268 (facsimile)
rustin.tawater@puc.texas.gov

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on March 22, 2019, in accordance with 16 TAC § 22.74.



Rustin Tawater