



Control Number: 49277



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**DOCKET NO. 49277**

2020 SEP 14 AM 9:38

<b>APPLICATION OF THE CITY OF</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>FORT WORTH FOR A SEWER</b>	<b>§</b>	
<b>CERTIFICATE OF CONVENIENCE</b>	<b>§</b>	<b>OF TEXAS</b>
<b>AND NECESSITY IN TARRANT,</b>	<b>§</b>	
<b>DENTON, WISE AND PARKER</b>	<b>§</b>	
<b>COUNTIES</b>	<b>§</b>	

**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 Staff's Recommendation on Notice. In support thereof, Staff shows the following:

**I. BACKGROUND**

On March 1, 2019, the City of Fort Worth (Fort Worth) filed an application for a sewer certificate of convenience and necessity in Tarrant, Denton, Wise, and Parker Counties. On October 16, 2019, Fort Worth filed supplemental information, constituting a substantial amendment to its original application (Amended Application). The requested service area now consists of 26,812 acres and has 0 customers.

On July 30, 2020, the Administrative Law Judge (ALJ) issued Order No. 14, requiring Staff to file a recommendation on the sufficiency of notice by September 14, 2020. This pleading is therefore timely filed.

**II. NOTICE SUFFICIENCY**

Staff has reviewed the proof of notice filed by Fort Worth and recommends that it be found sufficient. Staff respectfully requests the entry of an order finding that Fort Worth completed notice on August 20, 2020, and establishing September 21, 2020, as the deadline to intervene.<sup>1</sup>

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<sup>1</sup> Pursuant to 16 TAC § 24.235, the intervention deadline is 30 days from the mailing or publication of notice, whichever occurs later. Notice was mailed on August 11, 2020, and published on August 13, 2020, and August 20, 2020. Therefore, 30 days after August 20, 2020 (latest date) is Saturday September 19, 2020. As the Commission is

## **V. CONCLUSION**

For the reasons stated above, Staff respectfully recommends that Fort Worth's provision of notice be found sufficient.

Dated: September 14, 2020

Respectfully submitted,

### **PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION**

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closed Saturday September 19, 2020, the deadline is moved to the next day the Commission is open for business, September 21, 2020.

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**CERTIFICATE OF SERVICE**

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on September 14, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Rustin Tawater  
Rustin Tawater