



Control Number: 49530



Item Number: 4

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**DOCKET NO. 49530**

**APPLICATION OF SUN WATER  
SUPPLY CORPOATION TO AMEND  
ITS WATER CERTIFICATE OF  
CONVENIENCE AND NECESSITY IN  
FISHER, JONES, AND TAYLOR  
COUNTIES**

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**PUBLIC UTILITY COMMISSION**

**OF TEXAS**

2019 JUN 10 10:42 AM  
FILED  
CLERK

**COMMISSION STAFF'S RECOMMENDATION ON ADMINISTRATIVE  
COMPLETENESS AND PROPOSED NOTICE**

**COMES NOW** the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and in response to Order No. 1, files this Staff's Recommendation on Administrative Completeness and Proposed Notice. Staff recommends that the application be deemed insufficient for further review and that the applicant be ordered to address the identified deficiencies. In support thereof, Staff shows the following:

**I. BACKGROUND**

On May 10, 2019, S.U.N. Water Supply Corporation (SUN WSC) filed an application to amend its water certificate of convenience and necessity (CCN) No. 11139 in Fisher, Jones and Taylor Counties. The requested area includes approximately 3,082 acres and is primarily agricultural use with 109 current connections.

On May 14, 2019, the Administrative Law Judge issued Order No. 1, setting a deadline of June 10, 2019, for Staff to file comments on the administrative completeness of the application, the sufficiency of the proposed notice, and to propose a procedural schedule. This pleading is therefore timely filed.

**II. ADMINISTRATIVE COMPLETENESS**

As detailed in the attached memorandum from Fred Bednarski III in the Commission's Water Utility Regulation Division, Staff has reviewed the application and recommends that it be found administratively incomplete. Staff recommends that the SUN WSC be ordered to cure the deficiencies identified in Mr. Bednarski's memorandum by July 10, 2019, and that Staff be given a deadline of August 9, 2019, to file a supplemental recommendation on the administrative

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completeness of the application. Staff notes that SUN WSC should not issue notice until the application is found administratively complete.

### **III. COMMENTS ON PROCEDURAL SCHEDULE**

In accordance with Staff's deficiency recommendation, Staff does not propose a procedural schedule for further processing of this docket at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation for application sufficiency.

### **IV. CONCLUSION**

For the reasons stated above, Staff respectfully recommends that the application be found administratively incomplete at this time and that the SUN WSC be ordered to file a supplement addressing the identified deficiencies in the application by June 10, 2019.

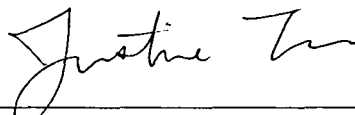
Dated: June 10, 2019

Respectfully submitted,

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

Margaret Uhlig Pemberton  
Division Director

Stephen Mack  
Managing Attorney



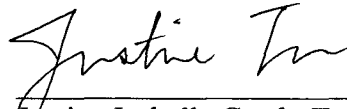
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**DOCKET NO. 49530**

**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on June 10, 2019, in accordance with 16 TAC § 22.74.

A handwritten signature in black ink, appearing to read "Justine Tan", is written over a horizontal line.

Justine Isabelle Caedo Tan

## PUC Interoffice Memorandum

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**To:** Justine Isabelle Tan, Attorney  
Legal Division

**Thru:** Lisa Fuentes, Manager  
Water Utility Regulation Division

**From:** Fred Bednarski III, Staff Financial Analyst  
Water Utility Regulation Division

**Date:** June 10, 2019

**Subject:** **Docket No. 49530**, *Application of SUN Water Supply Corporation to Amend its Water Certificate of Convenience and Necessity (CCN) in Fisher, Jones, and Taylor Counties*

On May 10, 2019, S.U.N. Water Supply Corporation (SUN WSC or Applicant) filed with the Public Utility Commission of Texas (Commission) an application to amend its water Certificate of Convenience and Necessity (CCN) No. 11139 in Fisher, Jones, and Taylor Counties, Texas pursuant to Texas Water Code (TWC) §§ 13.242 to 13.250 and the 16 Texas Administrative Code (TAC) §§ 24.225 to 24.237. SUN WSC holds a facilities plus 200 feet CCN. SUN WSC seeks to extend their facility lines to provide water service to an additional 117 customers located in the general vicinity of their existing CCN lines.

Staff recommends that the application be deemed administratively incomplete and insufficient for filing. Staff further recommends the Applicant provide the following information as detailed below:

- 1) Confirmation of TCEQ distribution plans and specifications submittal, including all applicable log numbers assigned to the distribution modification project;
- 2) A capital improvement plan that includes a budget and an estimated timeline for the construction of all facilities necessary to provide service to the requested area,
  - a) The additional facilities must be keyed to a map showing the location within the requested area;
- 3) A copy of the USDA Rural Development funding commitment letter and supporting documentation provided to receive the commitment letter;
- 4) SUN WSC's most recent audited balance sheet and income statement;
- 5) A response to the unanswered question from SUN WSC's CCN application, which may be answered in a letter format in all subsequent filings. Specifically, question 10 must be answered (please include the need for service for any of the amended areas on the facilities map included in Attachment #12 that does not have a proposed meter indicated for the requested area).
- 6) A detailed map identifying the location of the following items:
  - a) Existing water facilities for production, transmission, and distribution; and
  - b) Proposed water facilities for production, transmission, and distribution;
  - c) Existing service connections

Note: Facilities should be identified on subdivision plats, engineering planning maps, or detailed maps with appropriate color coding to distinguish different types of facilities.