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APPLICATION OF QUADVEST, L.P.
TO AMEND ITS CERTIFICATES OF
CONVENIENCE AND NECESSITY
AND TO DECERTIFY PORTIONS OF
AQUA TEXAS INC.'S SERVICE
AREAS IN MONTGOMERY COUNTY

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PUBLIC UTILITY COMMISSION

2019 DEC 20 AM 11:11
PUBLIC UTILITY COMMISSION
FILING CLERK

OF TEXAS

COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY OF NOTICE

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

I. BACKGROUND

On May 21, 2019, Quadvest, L.P. (Quadvest), filed an application to amend water Certificates of Convenience and Necessity (CCN) No. 11612 and sewer CCN No. 20952, and to decertify portions of Aqua Texas Inc.'s service area in Montgomery County pursuant to Texas Water Code Ann. (TWC) §§ 13.242 to 13.250 and the 16 Texas Administrative Code (TAC) §§ 24.225 to 24.237.

On December 4, 2019, the Administrative Law Judge (ALJ) issued Order No. 6, establishing a deadline of December 12, 2019 for Quadvest to file proof of notice. The ALJ also established a deadline of 10 days from Quadvest filing of proof of completed notice with the Commission for Staff to file a recommendation on sufficiency of notice. Quadvest filed its proof of notice on December 11, 2019. Therefore, this pleading is timely filed.

II. RECOMMENDATION ON SUFFICIENCY OF NOTICE

Staff has reviewed Quadvest's submitted proof of notice and finds it deficient. Specifically, Quadvest did not include the neighboring entity on their notice list: Montgomery County MUD 136. As such, Staff is unaware if Quadvest actually provided notice to the following system. Staff further recommends that Quadvest be directed to use the attached *Notice to Landowners, Neighboring Systems, and Cities* to provide notice to Montgomery County Montgomery County MUD 136.

III. CONCLUSION

Staff respectfully requests entry of an order finding Quadvest's notice as insufficient.

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

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DOCKET NO. 49551

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on December 19, 2019 in accordance with 16 TAC § 22.74.



Rashmin J. Asher