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DOCKET NO. 50271

**APPLICATION OF THE CITY OF
MIDLAND TO AMEND ITS
CERTIFICATES OF CONVENIENCE
AND NECESSITY**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

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 Sufficiency of Notice. In support thereof, Staff shows the following:

I. BACKGROUND

On November 21, 2019, the City of Midland (Applicant) filed an application to amend its water Certificate of Convenience and Necessity (CCN) No. 10221 and sewer CCN No. 20083 in Martin and Midland Counties, Texas pursuant to Texas Water Code Ann. (TWC) §§ 13.242 - 13.250 and 16 Texas Administrative Code (TAC) §§ 24.225 to 24.237.

On February 21, 2020, the Administrative Law Judge (ALJ) issued Order No. 4 requiring Staff to file a recommendation on sufficiency of notice within 10 days of the applicant filing proof of completed notice. The Applicant filed proof of notice on April 23, 2020. Staff apologizes for its delay in filing a recommendation on sufficiency of notice.

II. RECOMMENDATION ON NOTICE

City of Midland filed proof of notice on April 23, 2020. Staff has reviewed the signed affidavits attesting that a copy of the notice provided by Staff, along with a map, was sent to neighboring utilities and other affected parties consistent with Staff's recommendation on administrative completeness and that the notice was published in a newspaper of general circulation in Martin and Midland Counties for two consecutive weeks.¹ After review, Staff recommends that notice be found sufficient.

¹ Staff provides an attachment to this filing showing that the Montfort Corporation is also named Warren Road Subdivision Water Supply. The City of Midland provided notice to Warren Road Subdivision Water Supply as shown Exhibit A of its proof of notice filing.

III. PROPOSED PROCEDURAL SCHEDULE

Event	Date
Notice Completed	March 27, 2020
Deadline for intervention	April 27, 2020
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable), to applicants for review and consent	June 12, 2020
Deadline for Applicant to file signed consent forms with the Commission	June 22, 2020
If no hearing is requested, deadline for Staff to file a final recommendation on the Application	July 1, 2020
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	July 16, 2020

IV. CONCLUSION

Staff respectfully requests the issuance of an order consistent with the foregoing recommendation.

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

/s/ Rashmin J. Asher
Rashmin J. Asher
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CERTIFICATE OF SERVICE

I certify that, unless ordered by the presiding officer, notice of the filing of this document was provided to all parties of record via electronic mail on May 12, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Rashmin J. Asher
Rashmin J. Asher

Public Utility Commission of Texas

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 New Search (/WaterSearch/)

Water Utility Details for WARREN ROAD SUBDIVISION WATER SUPPLY

Site Details

Properties

Name	WARREN ROAD SUBDIVISION WATER SUPPLY
CCN/Regnum	13001
Utility Type	WATER UTILITY
Ownership Type	INVESTOR
Primary County	MIDLAND
AIS Number	

Official Address

PO BOX 2072
MIDLAND TX 79702 - 2072

Responsible Party

Organization Name

MONTFORT CORPORATION

Address

PO BOX 642

Public Utility Commission of Texas

BUSINESS PHONE 1 (915) 349-6213

Activity

Activity Status

ACTIVE

Start Date

9/18/2001

Affiliates

Organization Name

MONTFORT CORPORATION

Individual Name

Role

RESPONSIBLE PARTY

Counties

Name

MIDLAND

Primary

