

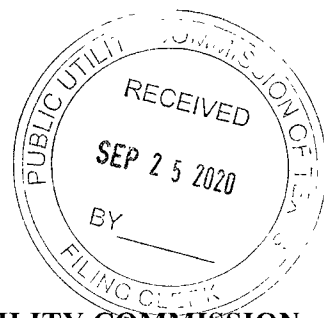


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DOCKET NO. 50745

APPLICATION OF LAKESIDE	§	PUBLIC UTILITY COMMISSION
MUNICIPAL UTILITY DISTRICT NO. 3	§	
AND MANVILLE WATER SUPPLY	§	OF TEXAS
CORPORATION TO DECERTIFY AREA	§	
FROM MANVILLE WATER SUPPLY	§	
CORPORATION'S CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY IN	§	
TRAVIS AND WILLIAMSON COUNTIES	§	

COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY OF NOTICE

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this recommendation. Staff recommends that notice be deemed sufficient. In support thereof, Staff would show the following:

I. BACKGROUND

On April 8, 2020, Lakeside Municipal Utility District No. 3 (Lakeside MUD No. 3) filed an application to decertify a portion of Manville Water Supply Corporation's (Manville WSC) certificate of convenience and necessity No. 11114 in Travis and Williamson Counties. Lakeside MUD No. 3 asserts that the area requested for decertification is encompassed by the boundaries of all phases of The Commons at Rowe Lane subdivision, which consists of 238 acres with 754 current customers and 946 future customers.

On July 7, 2020, Lakeside MUD No. 3 and Manville WSC (collectively, Applicants) filed an amended application, adding Manville WSC as a joint applicant, including additional information, and moving to restyle the docket. On August 19, 2020, Order No. 5 was issued, requiring Staff to file a recommendation on the sufficiency of notice by September 28, 2020. This pleading, therefore, is timely filed.

II. NOTICE

Staff has reviewed the notice documentation filed by the Applicants on September 17, 2020. The Applicants provided the affidavit of J.D. Scott, Board President of Lakeside MUD No. 3, attesting that notice was provided to landowners, neighboring utilities, and affected parties on September 1 and 3, 2020. Further, the Applicants provided the affidavit of Jason Gallanis, Legal Representative of the *Austin American Statesman*, a newspaper of general circulation in

Travis and Williamson Counties, attesting that notice was published on September 2 and 9, 2020. The Applicants also provided the map and a copy of the notices, consistent with Staff's recommendation on August 18, 2020. Therefore, Staff recommends that the Applicants' notice be deemed sufficient.

III. PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule:

Event	Date
Notice completed	September 9, 2020
Deadline for intervention	October 9, 2020 ¹
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable), to Applicant for review and consent	November 9, 2020
Deadline for Applicant to file signed consent forms with the Commission	November 23, 2020
If no hearing is requested, deadline for Staff to file a final recommendation on the Application	December 3, 2020
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	December 14, 2020

IV. CONCLUSION

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

Dated: September 25, 2020

¹ Pursuant to 16 TAC § 24.235(a)(3), the intervention deadline is 30 days after the mailing or publication of notice, whichever occurs later. Notice was mailed on September 1 and 3, 2020, and published on September 2 and 9, 2020. Therefore, 30 days after September 9, 2020 is October 9, 2020.

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

Eleanor D'Ambrosio
Managing Attorney

/s/ Creighton R. McMurray
Creighton R. McMurray
State Bar No. 24109536
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7275
(512) 936-7268 (facsimile)
creighton.mcmurray@puc.texas.gov

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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 on September 25, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Creighton R. McMurray
Creighton R. McMurray