



Control Number: 50789



Item Number: 35

Addendum StartPage: 0

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APPLICATION OF THE CITY OF  
RICHLAND FOR A WATER  
CERTIFICATE OF CONVENIENCE  
AND NECESSITY AND FOR DUAL  
CERTIFICATION WITH CORBET  
WATER SUPPLY CORPORATION AND  
PLEASANT GROVE WATER SUPPLY  
CORPORATION IN NAVARRO  
COUNTY

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PUBLIC UTILITY COMMISSION  
PUBLIC UTILITY COMMISSION  
FILING CLERK  
OF TEXAS

**COMMISSION STAFF'S SUPPLEMENTAL 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 Supplemental Recommendation on Sufficiency of Notice. In support, Staff shows the following:

**I. BACKGROUND**

On April 27, 2020, the City of Richland (Richland) filed an application to obtain a water certificate of convenience and necessity (CCN) and for dual certification with Corbet Water Supply Corporation (Corbet WSC), CCN No. 12278, and Pleasant Grove Water Supply Corporation (Pleasant Grove WSC), CCN No. 10756, in Navarro County, Texas. Richland filed supplemental information on May 5, 15, and 28, 2020; June 24, 25, and 26, 2020; and July 2 and 22, 2020.

On November 2, 2020, the administrative law judge (ALJ) filed Order No. 5, which established a deadline of November 23, 2020 for Staff to file a supplemental recommendation on sufficiency of notice. Therefore, this pleading is timely filed.

**II. SUFFICIENCY OF NOTICE**

On October 30, 2020, Richland filed additional documents attesting to notice having been re-issued. While Richland's filing did contain a copy of the re-issued notice and the map included with that notice, the map does not clearly indicate the portions of Richland's requested CCN area that would be dually certificated with Corbet WSC and Pleasant Grove WSC. Staff therefore respectfully recommends that Richland's notice to customers, landowners, neighboring utilities,

35

and other affected persons continue to be found deficient and that Richland be required to provide proof of notice having been issued in compliance with Order No. 3, which includes the provision of a map that clearly indicates the area for which Richland requests certification, including the areas for which Richland requests dual certification. Staff further recommends that Richland's published notice continue to be found sufficient.

### **III. PROCEDURAL SCHEDULE**

Based on its recommendation that Richland's notice be found deficient, Staff proposes the following procedural schedule:

<b>Event</b>	<b>Date</b>
Deadline for Richland to file proof of notice, including signed affidavits stating that notice was provided, and a copy of the notice and map sent to the affected parties	December 8, 2020
Deadline for Staff to file a recommendation on sufficiency of notice	December 17, 2020
Deadline to file a motion to intervene; deadline to request a hearing on the merits	30 days after notice is issued

### **IV. CONCLUSION**

For the reasons discussed above, Staff respectfully requests that Richland's notice be found deficient and that the proposed procedural schedule be adopted for further processing of this docket.

Dated: November 20, 2020

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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**DOCKET NO. 50789**

**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 November 20, 2020 in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Merritt Lander  
Merritt Lander