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DOCKET NO. 50816

**APPLICATION OF VINTON HILLS
ALEGRE, LLC AND VILLAGE OF
VINTON FOR SALE, TRANSFER,
OR MERGER OF FACILITIES AND
CERTIFICATE RIGHTS IN EL PASO
COUNTY**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**



**COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY OF NOTICE AND
PROPOSED PROCEDURAL SCHEDULE**

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Commission Staff's Recommendation on Sufficiency of Notice and Proposed Procedural Schedule. Staff recommends that notice of the application is sufficient. In support thereof, Staff shows the following:

I. BACKGROUND

On May 5, 2020, Vinton Hills Alegre, LLC (Vinton Hills) and the Village of Vinton (Village of Vinton) (collectively, Applicants) filed an application for sale, transfer, or merger of facilities and certificate rights in El Paso County. The Applicants request approval to sell and transfer all of the assets and facilities currently held under Vinton Hills' Certificate of Convenience and Necessity (CCN) No. 12563 to Village of Vinton's CCN No. 13269. The requested transfer area includes 310 acres and 299 connections. On June 11, 2020, the Applicants amended the application. On July 17, 2020, the Applicants filed proof of notice.

On July 6, 2020, Order No. 3 in this proceeding was issued, finding the application administratively complete and requiring Staff to file a recommendation on the sufficiency of notice by August 17, 2020. Therefore, this pleading is timely filed.

II. SUFFICIENCY OF NOTICE

Staff has reviewed the Applicants' proof of notice and recommends that notice of the application is sufficient. Specifically, Staff recommends that the Applicants have filed an affidavit attesting that notice was properly provided to all required persons and entities on July 13, 2020 and, further, that the affidavit included a copy of the notice and maps provided by Staff. Therefore, Staff recommends that notice be found sufficient and that no additional notice be required.

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IV. PROPOSED PROCEDURAL SCHEDULE

In accordance with Staff's recommendation that notice be found sufficient, Staff proposes the following procedural schedule:

Event	Date
Notice completed	July 13, 2020
Deadline for intervention	August 12, 2020
Deadline for Staff to request a hearing or file a recommendation on the approval of the sale and on the CCN amendment	September 16, 2020
Deadline for parties to file a response to Staff's recommendation	September 30, 2020
120-day deadline for the Commission to approve the sale or require a hearing	November 10, 2020 ¹

V. CONCLUSION

Staff recommends that notice be found sufficient and that the above-proposed procedural schedule be adopted. Staff respectfully requests that an order be issued consistent with the foregoing recommendations.

¹ Under 16 TAC § 24.239 (a) and (j), the deadline for Commission action is 120 days after the mailing or publication of notice, whichever occurs later. One hundred and twenty days after July 13, 2020 is November 10, 2020.

Dated: August 17, 2020

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

Heath D. Armstrong
Managing Attorney

/s/Courtney Dean
Courtney N. Dean
State Bar No. 24116269
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7235
(512) 936-7268 (facsimile)
courtney.dean@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 via electronic mail on August 17, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/Courtney Dean
Courtney N. Dean