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DOCKET NO. 50969

APPLICATION OF JAMES NELSON	§	PUBLIC UTILITY COMMISSION
DBA WATERCO TO OBTAIN A	§	
WATER CERTIFICATE OF	§	OF TEXAS
CONVENIENCE AND NECESSITY IN	§	
MONTAGUE COUNTY	§	

COMMISSION STAFF'S STATUS REPORT

On June 23, 2020, James Nelson dba Waterco (Waterco) filed an application to obtain a water certificate of convenience and necessity (CCN) in Montague County. The requested service area consists of an undetermined number of acres and as many as 20 potential connections.

On August 23, 2021, the administrative law judge (ALJ) filed Order No. 8, requiring the parties to provide a status report and procedural schedule, if appropriate, by September 9, 2021. Therefore, this pleading is timely filed.

I. STATUS REPORT

The Staff (Staff) of the Public Utility Commission of Texas (Commission) recommends that this docket continue to be abated. In Docket No. 51642, CSWR-Texas Utility Operating Company, LLC has sought to purchase all of Waterco's utility assets.¹ Most recently in that docket, the ALJ has filed Order No. 8, which granted the sale and allowed the transaction to be consummated.² To date, the parties have not filed proof that the transaction as been consummated.

Staff does not propose a further procedural schedule at this time. If and when the transaction is approved in Docket No. 51642, Staff will likely move for this docket to be dismissed for mootness under 16 Texas Administrative Code § 22.181(d)(2).

II. CONCLUSION

Staff respectfully submits the foregoing status report.

¹ *Application of James L. Nelson dba Waterco and CSWR-Texas Utility Operating Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Montague County*, Docket No. 51642 (pending).

² *Id.*, Order No. 8 Approving Sale and Transfer to Proceed (August 11, 2021).

Dated: September 9, 2021

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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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 September 9, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Daniel Moore
Daniel Moore