



## Filing Receipt

**Received - 2022-04-14 01:52:59 PM**  
**Control Number - 50969**  
**ItemNumber - 33**

**DOCKET NO. 50969**

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

**COMMISSION STAFF’S STATUS REPORT AND REQUEST FOR DISMISSAL**

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 March 28, 2022, the administrative law judge (ALJ) filed Order No. 10, requiring the Staff (Staff) of the Public Utility Commission of Texas (Commission) to provide a status report and recommendation regarding this proceeding by April 15, 2022. Therefore, this pleading is timely filed.

**I. STATUS REPORT**

The Staff (Staff) of the Public Utility Commission of Texas (Commission) recommends that this docket be dismissed as moot under 16 Texas Administrative Code (TAC) § 22.181(d)(2). In Docket No. 51642, CSWR-Texas Utility Operating Company, LLC purchased all of Waterco’s utility assets.<sup>1</sup> The transaction has been consummated and approved in Docket No. 51642, and therefore Waterco no longer is in possession of any utility assets for which to apply for a water CCN.<sup>2</sup>

As Waterco no longer possesses its utility assets there is no need for Waterco to obtain a water CCN, nor does Waterco currently meet the requirements of obtaining a water CCN. Consequently, Staff requests that this docket be dismissed as moot under 16 TAC § 22.181(d)(2).

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<sup>1</sup> *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. Notice of Approval (Mar. 15, 2022).

<sup>2</sup> *Id.*

## **II. CONCLUSION**

Staff respectfully submits the foregoing status report, and requests that the present docket be dismissed under 16 TAC § 22.181(d)(2).

Dated: April 14, 2022

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 April 14, 2022, in accordance with the Order Suspending Rules, filed in Project No. 50664.

/s/ John Harrison  
John Harrison