



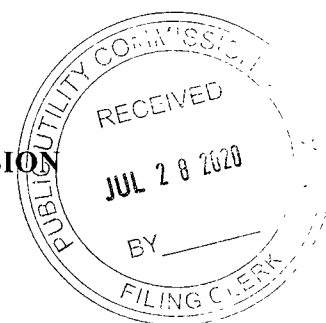
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DOCKET NO. 51003



**APPLICATION OF OAK HILL RANCH §
ESTATES WATER AND CSWR-TEXAS §
UTILITY OPERATING COMPANY, §
LLC FOR SALE, TRANSFER, OR §
MERGER OF FACILITIES AND §
CERTIFICATE RIGHTS IN §
GUADALUPE AND WILSON §
COUNTIES §**

**PUBLIC UTILITY COMMISSION
OF TEXAS**

COMMISSION STAFF’S REQUEST FOR ABATEMENT

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this request and would show the following:

I. BACKGROUND

On July 1, 2020, Richard Billings dba Richard Billings Water Supply Company dba Oak Hill Ranch Estates Water (Oak Hill) and CSWR-Texas Utility Operating Company, LLC (CSWR) (collectively, Applicants) filed an application for the sale of facilities in Guadalupe and Wilson Counties. Oak Hill seeks to transfer its water service area and facilities held under certificate of convenience and necessity (CCN) No. 46019 to CSWR. The proposed transaction is comprised of 990 acres and 196 current customers.

Order No. 1 issued on July 15, 2020, directed Staff to file comments on the administrative completeness of the application and proposed notice and a recommendation regarding how to proceed with the application by August 3, 2020. This pleading therefore is timely filed.

II. REQUEST FOR ABATEMENT

Staff requests the abatement of this proceeding pending the issuance of an Order Approving the Transaction to Proceed in one of three cases—Docket Nos. 50251,¹ 50276,² or

¹ *Application of JRM Water LLC and CSWR-Texas Utility Operating Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Victoria County, Docket No. 50251 (pending).*

² *Application of North Victoria Utilities, Inc and CSWR-Texas Utility Operating Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Victoria County, Docket No. 50276 (pending).*

50311.³ In all three of these dockets, CSWR is proposing to acquire existing facilities and service area under new water Certificate of Convenience and Necessity (CCN) No. 13290.⁴ The instant docket is one of seven additional STM applications filed by CSWR between June 26, 2020 and July 16, 2020.⁵

CSWR does not currently hold a water or sewer CCN issued by the Commission or a predecessor agency. Accordingly, Staff requests the abatement of this proceeding until CSWR receives approval to consummate at least one of the transactions that will ultimately lead to CSWR obtaining a water CCN in Texas. Specifically, Staff requests that the deadline for its recommendation on sufficiency of the application be due 14 days after the date the first Order Approving the Transaction to Proceed is issued in Docket No. 50251, 50276, or 50311.

III. CONCLUSION

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

³ *Application of Copano Heights Water Company and CSWR-Texas Utility Operating Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Aransas County*, Docket No. 50311 (pending).

⁴ Docket No. 50311, Staff's Amended Recommendation on the Transaction at 6 (Jul. 15, 2020); Docket No. 50276, Staff's Recommendation on the Transaction at 6 (Jul. 8, 2020); Docket No. 50251, Staff's Amended Recommendation on the Transaction at 7 (Jul. 10, 2020).

⁵ *Application of Ranch Country of Texas Water Systems, Inc and CSWR-Texas Utility Operating Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Austin County*, Docket No. 50989 (pending); *Application of Tall Pines Utility, Inc. and CSWR-Texas Utility Operating Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Harris County*, Docket No. 51026 (pending); *Application of Council Creek Village, Inc. dba Council Creek Village dba South Council Creek 2 and CSWR-Texas Utility Operating Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Burnet County*, Docket No. 51031 (pending); *Application of Kathie Lou Daniels dba Woodlands West and CSWR-Texas Utility Operating Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Victoria County*, Docket No. 51036 (pending); *Application of Jones-Owen Company dba South Silver Creek I, II, and III and CSWR-Texas Utility Operating Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Travis County*, Docket No. 51047 (pending); *Application of Treetop Utilities, Inc and CSWR-Texas Utility Operating Company, LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Parker County*, Docket No. 51065 (pending).

Dated: July 28, 2020

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 July 28, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Creighton R. McMurray
Creighton R. McMurray