



Control Number: 51003



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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 §

2020 DEC 31 AM 9:41
PUBLIC UTILITY COMMISSION
FILING CLERK
OF TEXAS

COMMISSION STAFF'S 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 recommendation. Staff recommends that notice be deemed sufficient. In support thereof, Staff shows the following:

I. BACKGROUND

On July 1, 2020, Oak Hills Ranch Estates Water Company (Oak Hills) and CSWR-Texas Utility Operating Company, LLC (CSWR-Texas) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Guadalupe and Wilson counties. The requested area includes 1,857 acres and 196 connections. Supplemental application materials were filed on July 8, 10, and 14, August 24, and September 10 and 21, 2020.

On November 6, 2020, Order No. 7 was filed, requiring Staff to file a recommendation on the sufficiency of notice by December 31, 2020. This pleading, therefore, is timely filed.

II. NOTICE

Staff has reviewed the proof of notice filed by CSWR-Texas on December 16 and 18, 2020. CSWR-Texas filed an affidavit attesting to the provision of notice to current customers, neighboring utilities, and affected parties on December 3, 2020. CSWR-Texas also filed a copy of the notice and maps sent. CSWR-Texas filed the affidavit in the docket within 30 days of the date of notice. Additionally, notice was published in the *Seguin Gazette*, a newspaper of general circulation in Guadalupe County, on December 6 and 13, 2020, and in the *Wilson County News*, a newspaper of general circulation in Wilson County, on December 2 and 9, 2020.

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After review, Staff recommends that CSWR-Texas provided notice in accordance with Staff's Recommendation on Administrative Completeness and Proposed Procedural Schedule filed on November 5, 2020. Therefore, Staff recommends that CSWR-Texas's notice be deemed sufficient.

III. PROPOSED PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule:

| Date | Event |
|---|-------------------------------|
| Notice completed | December 13, 2020 |
| Deadline to file a motion to intervene | January 12, 2021 ¹ |
| Deadline for Commission Staff to request a hearing or file a recommendation on approval of the sale and on the CCN amendment | February 11, 2021 |
| Deadline for parties to file a response to Commission Staff's recommendation on approval of the sale | February 25, 2021 |
| Deadline for parties to file a joint motion to admit evidence and proposed order approving sale and allowing transaction to proceed | March 11, 2021 |
| 120-day deadline for the Commission to approve the sale or require a hearing | April 12, 2021 ² |

IV. CONCLUSION

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

¹ Under 16 Tex. Admin. Code (TAC) § 24.239(b), the intervention period shall not be less than 30 days unless good cause is shown. Notice was mailed on December 3, 2020 and published on December 2, 6, 9, and 13, 2020. Therefore, 30 days after December 13, 2020 is January 12, 2021.

² Under 16 TAC § 24.239(a) and (i), the deadline for Commission action is 120 days after the mailing or publication of notice, whichever occurs later. One hundred and twenty days after December 13, 2020 is April 12, 2021.

Dated: December 31, 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 on December 31, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Creighton R. McMurray
Creighton R. McMurray