



## Filing Receipt

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**DOCKET NO. 51170**

<b>APPLICATION OF THE CITY OF</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>SWEETWATER TO AMEND A</b>	<b>§</b>	
<b>CERTIFICATE OF CONVENIENCE</b>	<b>§</b>	<b>OF TEXAS</b>
<b>AND NECESSITY IN NOLAN COUNTY</b>	<b>§</b>	

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

On August 14, 2020, the City of Sweetwater (Sweetwater) filed an application to amend a water certificate of convenience and necessity (CCN) and for dual certification with Bitter Creek Water Supply Corporation (collectively, the Applicants) in Nolan County, Texas.

On March 10, 2021 the administrative law judge (ALJ) filed Order No. 6, severing this docket into two dockets<sup>1</sup> and directing that this docket address Sweetwater’s request to add 234 acres of uncertificated land and one customer connection to its CCN number 10228 in Nolan County. Sweetwater filed supplemental information on August 31, 2020, February 10, 2021, February 18, 2021, May 10, 2021, July 6, 2021, July 9, 2021, and July 26, 2021.

On June 10, 2020, the ALJ filed Order No. 8, establishing a deadline of August 5, 2021 for Staff of the Public Utility Commission of Texas (Staff) to file a recommendation on the sufficiency of notice and to propose a supplemental procedural schedule. Therefore, this pleading is timely filed.

**I. SUFFICIENCY OF NOTICE**

Staff has reviewed the proof of notice filed by Sweetwater on July 26, 2021<sup>2</sup> and recommends that the notice be found sufficient. Staff recommends that Sweetwater has properly filed proof of individual notice sent to all required parties using the appropriate *Notice to Neighboring Systems, Landowners, Customers, and Cities* form, alongside maps of the requested area and certified mail receipts. Sweetwater has also properly filed proof that published notice of the application appeared in *The Sweetwater Reporter*, a newspaper of general circulation in

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<sup>1</sup> This docket and *Application of the City of Sweetwater for Dual Certification with Bitter Creek Water Supply Corporation in Nolan County*, Docket No. 51882 (pending).

<sup>2</sup> City of Sweetwater’s Response to Order No. 8 (Jul. 26, 2021).

Nolan County, on June 29, 2021 and July 6, 2021. Therefore, Staff recommends that notice be found sufficient and that no additional notice be required.

## **II. PROPOSED SUPPLEMENTAL PROCEDURAL SCHEDULE**

Staff proposes the following procedural schedule for further processing of this docket:

<b>Event</b>	<b>Date</b>
Notice Completed	June 25, 2021
Deadline to intervene	July 25, 2021
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable) to the Applicants for review and consent	September 20, 2021
Deadline for the Applicants to file signed consent forms with the Commission	October 4, 2021
If no hearing is requested, deadline for Staff to file a final recommendation on the application	October 11, 2021
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	October 20, 2021

## **III. CONCLUSION**

For the reasons detailed above, Staff respectfully recommends that notice be deemed sufficient, that the proposed procedural schedule be adopted, and that an order be entered consistent with the foregoing recommendations.

Dated: August 5, 2021

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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**DOCKET NO. 51170  
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 August 5, 2021 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Justin C. Adkins  
Justin C. Adkins