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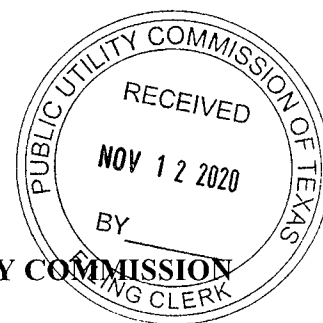
Item Number: 10

Addendum StartPage: 0

DOCKET NO. 51262

**APPLICATION OF FOREST GLEN
UTILITY COMPANY FOR APPROVAL
OF CHANGE IN OWNERSHIP UNDER
TWC § 13.302**

**PUBLIC UTILITY COMMISSION
OF TEXAS**



**COMMISSION STAFF'S SUPPLEMENTAL RECOMMENDATION ON
ADMINISTRATIVE COMPLETENESS**

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and in response to Order No. 2, files this Supplemental Recommendation on Administrative Completeness. Staff recommends that the application be deemed administratively complete. In support thereof, Staff shows the following:

I. BACKGROUND

On September 8, 2020, Forest Glen Utility Company (Forest Glen) filed an application for a change in ownership under Texas Water Code (TWC) § 13.302 and 16 Texas Administrative Code (TAC) § 24.243. Hausman Holdings, LLC (Hausman) currently holds a 50.33% interest in Forest Glen. BVRT Utility Holding Company, LLC (BVRT) owns the remaining 49.67%. Hausman and BVRT have entered into a stock purchase agreement to transfer all of Hausman's issued and outstanding shares of stock to BVRT resulting in BVRT owning Forest Glen in its entirety. The parties state that the transaction will occur at the time the Commission approves this application, but in no event before the 61st day after the submittal of the application. Forest Glen filed a supplement to its application on October 6, 2020.

In Order No. 2, filed October 2, 2020, Staff was directed to file a supplemental recommendation on the administrative completeness of the application by November 11, 2020.¹ Therefore, this pleading is timely filed.

¹ November 11, 2020 was a federal holiday and the Commission was closed for business. Therefore, the deadline is November 12, 2020 under 16 TAC § 22.4(a).

II. ADMINISTRATIVE COMPLETENESS

As detailed in the attached memorandum of Leila Guerrero of the Commission's Water Utility Regulation Division, Staff has reviewed the application and recommends that it be found administratively complete. Staff's recommendation is not a comment on the merits of the application.

III. COMMENTS ON PROCEDURAL SCHEDULE

Under TWC § 13.302 and 16 TAC § 24.243, a purchase or acquisition may be completed as proposed at the end of the 60-day period unless the Commission holds a public hearing. On November 6, 2020, Staff filed an agreed request to extend the 60-day administrative deadline to allow for additional time to continue discussions with Forest Glen regarding certain financial information. In Order No. 3, the administrative law judge granted the request and extended the deadline for administrative review to 45 days from the date the application was found to be administratively complete. Order No. 3, also established a deadline of December 18, 2020 for Staff's recommendation on administrative completeness of the application.

It was not Staff's intent to request an extension of the deadline for its recommendation on administrative completeness. As such, Staff respectfully requests a revision of the December 18, 2020 deadline established in Order No. 3 and proposes the following procedural schedule to be populated with actual dates based on the date Forest Glen's application is deemed sufficient:

Event	Date
Deadline for Commission Staff to file a final recommendation or request a hearing	25 days from the date the application is deemed sufficient
Deadline for parties to file a joint proposed notice of approval	32 days from the date the application is deemed sufficient
Extended 60-day deadline for approval of transaction or referral for a hearing	45 days from the date the application is deemed sufficient ²

IV. CONCLUSION

For the reasons detailed above, Staff recommends that the application be found administratively complete and respectfully requests the entry of an order consistent with the above recommendation

² If an order deeming Forest Glen's application sufficient is issued on November 13, 2020, this schedule would extend the deadline for administrative approval to December 28, 2020.

Dated: November 12, 2020

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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/s/ John Harrison
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DOCKET NO. 51262

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 November 12, 2020 in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ John Harrison
John Harrison

Public Utility Commission of Texas

Memorandum

TO: John Harrison, Attorney
Legal Division

FROM: Leila Guerrero, Regulatory Accountant/Auditor
Rate Regulation Division

DATE: November 12, 2020

RE: **Docket No. 51262** – *Application of Forest Glen Utility Company for Approval of Change in Ownership Under TWC § 13.302*

On September 8, 2020, Forest Glen Utility Company (Forest Glen) filed an application for a change in ownership under Texas Water Code (TWC) § 13.302 and 16 Texas Administrative Code (TAC) § 24.243. According to the application,¹ Hausman Holdings, LLC (Hausman) currently holds a 50.33% interest in Forest Glen. BVRT Utility Holding Company, LLC (BVRT) owns the remaining 49.67%. Hausman and BVRT have entered into a stock purchase agreement in which Hausman will transfer all of its issued and outstanding shares of stock in Forest Glen to BVRT resulting in BVRT owning Forest Glen in its entirety. The parties state on page 2 of the application that the transaction will occur at the time the Commission approves this application, but in no event before the 61st day after the submittal of the application.

Based on a review of the information in the application and the additional information filed on October 6, 2020, Staff recommends that the application be deemed administratively complete.

¹ Application of Forest Glen Utility Company at 1 (Sep. 8, 2020).