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APPLICATION OF KICKAPOO FRESH
WATER SUPPLY DISTRICT AND
G&W WATER SUPPLY
CORPORATION FOR SALE,
TRANSFER, OR MERGER OF
FACILITIES AND CERTIFICATE
RIGHTS IN WALLER COUNTY

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PUBLIC UTILITY COMMISSION

OF TEXAS

2020 OCT 22 12:07
PUBLIC UTILITY COMMISSION
FILING CLERK

COMMISSION STAFF'S RECOMMENDATION ON NOTICE

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 Commission Staff's Recommendation on Notice. In support thereof, Staff shows the following:

I. BACKGROUND

On September 21, 2020, Kickapoo Fresh Water Supply District (Kickapoo) and G&W Water Supply Corporation (G&W) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Waller County. The requested area includes approximately 495 acres and 50 connections.

On October 22, 2020, the administrative law judge (ALJ) issued Order No. 2, finding the application administratively complete and establishing a deadline of December 7, 2020, for Staff to file a recommendation on sufficiency of notice. Therefore, this pleading is timely filed.

II. NOTICE

Staff has reviewed the proof of notice submitted by Applicants and recommends that it be found sufficient under 16 Texas Administrative Code (TAC) § 24.239(c). The proof of notice includes the affidavit of Jake Marcisz, President of G&W, and attests that notice was provided to 62 neighboring utilities, affected parties, and current customers as required by Order No. 2 and 16 TAC § 24.239(c). Attached to the affidavit was a copy of the notice and map provided by Applicants. The map shows the area under Kickapoo's water CCN in Waller County that will be transferred to G&W.

III. CONCLUSION

Staff respectfully requests that the ALJ issue an order finding notice to be sufficient.

Dated: December 7, 2020

Respectfully submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Rachelle Nicolette Robles
Division Director

Rashmin J. Asher
Managing Attorney

/s/ Alaina Zermeno

Alaina Zermeno
State Bar No. 24098656
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7385
(512) 936-7268 (facsimile)
alaina.zermeno@puc.texas.gov

DOCKET NO. 51353

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 December 7, 2020, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Alaina Zermeno

Alaina Zermeno