



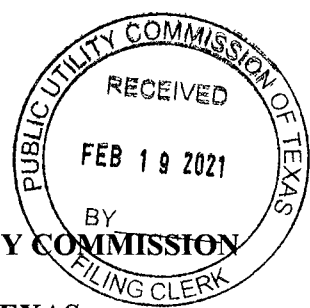
Control Number: 51382



Item Number: 10

Addendum StartPage: 0

**DOCKET NO. 51382**



**APPLICATION OF DOGWOOD  
ESTATES WATER COMPANY AND  
LAKESHORE UTILITY COMPANY  
FOR SALE, TRANSFER, OR MERGER  
OF FACILITIES AND CERTIFICATE  
RIGHTS IN HENDERSON COUNTY**

§  
§  
§  
§  
§  
§

**PUBLIC UTILITY COMMISSION  
OF TEXAS**

**COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY OF NOTICE**

On October 2, 2020, Sentry Title Company, Inc. dba Lakeshore Utility Company (Lakeshore) and Rick L. Brown dba Dogwood Estates Water Company (Dogwood Estates) (collectively, the Applicants) filed an application for approval of the sale and transfer of certificate of convenience and necessity (CCN) rights in Henderson County. Lakeshore seeks approval to acquire facilities and to transfer all the water service area from Dogwood Estates under water CCN No. 10823. The requested area includes 7,328 acres and 442 current customers.

On January 6, 2021, the administrative law judge filed Order No. 3 requiring the Applicants to provide notice consistent with Staff's January 5, 2021 memorandum. Order No. 3 required the Applicants to file proof of notice by February 4, 2021. The Applicants filed affidavits evidencing notice and copies of the notice and maps on January 29, 2021.

Order No. 3 also established a deadline of February 19, 2021 for Staff to file a recommendation on sufficiency of notice. Therefore, this pleading is timely filed.

**I. 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 Bret Fenner, authorized representative of Lakeshore, and attests that notice was provided to neighboring utilities, affected parties, and current customers as required by Order No. 3 and 16 TAC § 24.239(c). Attached to the affidavit was a copy of the notice and map provided by the Applicants. The map shows the area under Dogwood Estate's water CCN in Henderson County that will be transferred to Lakeshore.

**II. CONCLUSION**

Staff respectfully requests an order finding notice to be sufficient.

Dated: February 19, 2021

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. 51382**

**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 February 19, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Alaina Zermeno

Alaina Zermeno