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**DOCKET NO. 51453**

**APPLICATION OF AQUA UTILITIES, §  
INC. AND AQUA TEXAS, INC. FOR §  
SALE, TRANSFER, OR MERGER OF §  
FACILITIES AND CERTIFICATE §  
RIGHTS IN BANDERA COUNTY §**

**PUBLIC UTILITY COMMISSION  
OF TEXAS**

2021 JUN -8 AM 9:42

**COMMISSION STAFF'S FINAL RECOMMENDATION ON APPROVAL OF THE SALE**

On October 21, 2020, Aqua Texas, Inc. (Aqua Texas) and Aqua Utilities, Inc. (Aqua Utilities) (collectively, Applicants) filed an application at the Public Utility Commission of Texas (Commission) for approval of the sale, transfer, or merger of facilities and certificate rights in Bandera County. Specifically, Applicants seek to transfer the Blue Medina Water public water system from Aqua Utilities to Aqua Texas. The total requested area consists of 474 acres with 75 customer connections.

On May 28, 2021, the administrative law judge (ALJ) filed Order No. 11 requiring Commission Staff (Staff) to file a recommendation on the sufficiency of the closing documents and to propose a schedule for the continued processing of this docket by June 8, 2021. Therefore, this pleading is timely filed.

**I. SUFFICIENCY OF CLOSING DOCUMENTS**

Staff has reviewed the closing documents and customer deposit information filed by Applicants on May 17, 2021 and June 2, 2021. Based on its review, Staff has determined that Applicants' filing meets the requirements of 16 Texas Administrative Code (TAC) §§ 24.239(k)-(n). Applicants filed a fully executed bill of sale, signed by both the transferor and transferee, showing consummation of the sale on April 30, 2021. Further, Applicants filed proof of customer deposits in compliance with 16 TAC § 24.239(k) and (l) on June 2, 2021. Accordingly, based upon Applicants' completion of the requirements, as stated in the Commission's rules, Staff recommends that the closing documents be found sufficient and that there are no issues related to customer deposits to address as a result of the transaction.

## **II. PROCEDURAL SCHEDULE**

In accordance with Staff's recommendation that Applicants' closing documents be found sufficient, Staff proposes the following procedural schedule:

<b>Events</b>	<b>Date</b>
Deadline for Commission Staff to provide final maps, certificates, and tariffs (if applicable), to applicants for review and consent	July 13, 2021
Deadline for applicants to file signed consent forms with the Commission	July 27, 2021
Deadline for parties to jointly file Proposed Notice of Approval, including findings of fact, conclusions of law, and ordering paragraphs	August 10, 2021

## **III. CONCLUSION**

For the reasons discussed above, Staff respectfully requests that an order be issued finding the closing documents filed by Applicants sufficient. Staff further requests that the procedural schedule above be adopted for continued processing of this docket

Date: June 8, 2021

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 via electronic mail on June 8, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Robert Dakota Parish  
Robert Dakota Parish