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DOCKET NO. 51610

APPLICATION OF MARKOUT WATER	§	PUBLIC UTILITY COMMISSION
SUPPLY CORPORATION AND THE	§	
CITY OF MESQUITE FOR SALE,	§	OF TEXAS
TRANSFER, OR MERGER OF	§	
FACILITIES AND CERTIFICATE	§	
RIGHTS IN KAUFMAN COUNTY	§	

**COMMISSION STAFF’S SUPPLEMENTAL RECOMMENDATION ON SUFFICIENCY
OF THE CLOSING DOCUMENTS**

On December 10, 2020, Markout Water Supply Corporation (Markout WSC) and the City of Mesquite (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Kaufman County. Specifically, the City of Mesquite, Certificate of Convenience and Necessity (CCN) number 10060, seeks approval to acquire facilities and to transfer all the water service area from Markout WSC under water CCN number 10846. The requested area includes approximately 6,279 acres and 1,081 connections. Applicants filed supplemental information on December 17, 2020, January 4, 2021, and February 3, 2021.

On September 16, 2021, the administrative law judge (ALJ) filed Corrected Order No. 7, establishing a deadline of October 15, 2021 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental recommendation on the sufficiency of the closing documents addressing whether the shares of Markout WSC’s members would be refunded accompanied by documentation showing the amount of the membership fee and interest to be refunded to each member of Markout WSC.

I. STAFF’S RECOMMENDATION

On September 22, 2021, the Applicants filed a response and documentation addressing the deficiencies identified in Staff’s recommendation on the sufficiency of the closing documents filed on September 15, 2021. Staff has reviewed the Applicants’ closing documents and the Applicants response and recommends that the Applicants have properly addressed all deficiencies. Accordingly, Staff recommends that the closing documents submitted by Markout WSC be found sufficient.

II. PROPOSED PROCEDURAL SCHEDULE

Staff recommends that the Applicants' closing documents be found sufficient. Therefore, Staff proposes the following procedural schedule for continued processing of this docket:

Event	Date
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable) to Applicants for review and consent	October 29, 2021
Deadline for Applicants to file signed consent forms with the Commission	November 5, 2021
Deadline for parties to file joint proposed findings of fact and conclusions of law	November 19, 2021

III. CONCLUSION

Staff recommends that the Applicants' closing documents be found sufficient and that the above-proposed procedural schedule be adopted. Staff respectfully requests that an order be issued consistent with the foregoing recommendations.

Dated: October 15, 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 October 15, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Forrest Smith
Forrest Smith