

Filing Receipt

Received - 2021-08-09 02:47:27 PM Control Number - 51999 ItemNumber - 13

PUC DOCKET NO. 51999

APPLICATION OF T&W WATER	§	PUBLIC UTILITY COMMISSION
SERVICE COMPANY AND BELLE	§	
OAKS WATER AND SEWER CO., INC.	§	OF TEXAS
FOR SALE, TRANSFER, OR MERGER	§	
OF RETAIL PUBLIC UTILITIES IN	§	
JEFFERSON COUNTY, TEXAS	§	

APPLICANTS' REQUEST FOR AN ADMINISTRATIVELY COMPLETE FINDING AND REQUEST FOR PROCEDURAL SCHEDULE

COME NOW T&W Water Service Company (T&W) and Belle Oaks Water and Sewer Co., Inc. (Belle Oaks) (collectively, Applicants) and file this request for an administratively complete finding and request for procedural schedule.

On April 9, 2021, Applicants filed an Application for Sale, Transfer, or Merger of Retail Public Utilities in Jefferson County, Texas (Application). The application seeks the sale of Belle Oaks' public water system (PWS ID 1230075) and wastewater system (TPDES Permit No. WQ0013565001) to T&W, and the transfer of Belle Oaks Certificates of Convenience and Necessity (CCN) Nos. 13067 and 20965 to T&W's CCN No. 12892 and issuance of a new sewer CCN for T&W.

On July 8, 2021, Commission Staff filed its Supplemental Recommendation on Administrative Completeness and Notice and Proposed Procedural Schedule (the Recommendation). In the Recommendation, Staff recommended the Application be found administratively complete and that Applicants be ordered to provide notice as detailed in the Staff Memorandum attached to the Recommendation. Additionally, the Recommendation set out a proposed schedule for further processing of the Application.

The Recommendation included a deadline of August 9, 2021 for Applicants to file proof of notice. Yet, the procedural schedule in the Recommendation has not been adopted, nor have Applicants been approved to provide notice as Staff recommended. There have been no filings in this docket since the July 8, 2021 Recommendation.

Applicants respectfully request that the Honorable presiding Administrative Law Judge (ALJ) issue an order finding the Application, as filed and supplemented, administratively complete and ready for further processing. Further, Applicants, after conferring with Commission Staff, request the ALJ establish the following procedural schedule:

Event	Date
Deadline for the Applicants to file with the Commission a signed affidavit that the notice was given along with a copy of the notice and map sent to the affected parties	September 3, 2021
Deadline for Staff to file a recommendation on sufficiency of notice	September 13, 2021
Deadline to intervene	30 days after notice is issued

PRAYER

Applicants respectfully request the presiding Commission ALJ issue an order finding the Application administratively complete, allowing for further Application processing, and establishing the procedural schedule requested herein.

Respectfully submitted,

By:

Geoffrey P. Kirshbaum
State Bar No. 24029665
TERRILL & WALDROP
810 West 10th Street

Austin, Texas 78701 Tel: (512) 474-9100

Fax: (512) 474-9888

gkirshbaum@terrillwaldrop.com

ATTORNEYS FOR T&W WATER SERVICE COMPANY

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 August 9, 2021, in accordance with the Orders Suspending Rules filed in Project No. 50664.

Seoffrey P. Kirshbaum