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DOCKET NO. 52281

APPLICATIONS OF KENDALL WEST	§	PUBLIC UTILITY COMMISSION
UTILITY, LLC, BANDERA EAST	§	
UTILITY COMPANY, LP AND SJWTX,	§	OF TEXAS
INC. FOR SALE, TRANSFER, OR	§	
MERGER OF FACILITIES AND	§	
CERTIFICATE RIGHTS IN KENDALL,	§	
BANDERA, AND MEDINA COUNTIES	§	

ORDER NO. 4
FINDING NOTICE SUFFICIENT AND ESTABLISHING PROCEDURAL SCHEDULE

This Order addresses the sufficiency of the notice provided by the applicants regarding the application for the sale, transfer, or merger of facilities and certificate rights in Kendall, Bandera, and Medina counties.

On August 31, 2021, Bandera East Utility Company, Inc. and SJWTX, Inc. filed the affidavit of Thomas Hodge, president of SJWTX, attesting that notice was provided to current customers, landowners, neighboring utilities, and affected parties in Bandera and Medina counties on August 24, 2021. On the same day, Kendall West Utility, LLC and SJWTX filed the affidavit of Mr. Hodge attesting that notice was provided to current customers, landowners, neighboring utilities, and affected parties in Kendall County on August 24, 2021.

On September 27, 2021, Commission Staff recommended the notice be found sufficient.

The administrative law judge finds the notice sufficient.

The following procedural schedule applies for continued processing of this docket:¹

Event	Date
Notice completed	August 24, 2021
Deadline for intervention	September 23, 2021
Deadline for Staff to request a hearing or file a recommendation on the approval of the sale and on the certificate of convenience and necessity amendments	November 1, 2021

¹ In Order No. 1, the ALJ expressed an opinion that the applications should be severed into separate dockets because of the potential for logistical hurdles, confusion as to the proper analysis, and intervention of parties. In Order No. 2 filed on July 20, 2021, the ALJ deferred ruling on severance until the deadline to intervene had elapsed. Because no person has filed a motion to intervene in this proceeding within 30 days of receiving notice, the ALJ does not believe severance is warranted.

Deadline for parties to file a response to Commission Staff's recommendation on approval of the sale	November 8, 2021
Deadline for parties to file a joint motion to admit evidence and proposed order approving the sale and allowing transaction to proceed.	November 15, 2021
120-day deadline for the Commission to approve the sale or require a hearing	December 22, 2021 ²

Signed at Austin, Texas the 29th day of September 2021.

PUBLIC UTILITY COMMISSION OF TEXAS



**ISAAC TA
ADMINISTRATIVE LAW JUDGE**

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² Under 16 Texas Administrative Code § 24.239 (a) and (i), the deadline for Commission action is 120 days after the mailing. Notice was provided on August 24, 2021. 120 days after August 24, 2021, is December 22, 2021.