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| APPLICATION OF SOUTHWEST ENVIRONMENTAL RESOURCES AND MANVEL TERRACE UTILITIES, INC. FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN FORT BEND COUNTY | § § § § § § | PUBLIC UTILITY COMMISSION OF TEXAS |
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COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF NOTICE

On July 16, 2021, Manvel Terrace Utilities, Inc. (Manvel Terrace) and the Southwest Environmental Resources (Southwest) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Fort Bend County. Specifically, Manvel Terrace seeks approval to acquire facilities and to transfer water service area held under Southwest’s certificate of convenience and necessity (CCN) No. 11648 to Manvel Terrace’s CCN No. 12080. Applicants filed supplemental information on August 3, 2021; August 13, 2021; September 21, 2021; September 22, 2021; and October 12, 2021.

On November 16, 2021, the administrative law judge (ALJ) filed Order No. 4, establishing a deadline of December 29, 2021 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) a recommendation on the sufficiency of notice. Therefore, this pleading is timely filed.

I. RECOMMENDATION ON 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). On December 18, 2021, Applicants filed proof of notice that includes the affidavit of Harrison Williams, President of Manvel Terrace, indicating that notice was provided to all current customers, neighboring utilities, and affected parties via mail on December 3, 2021, using the notices provided by Staff and the maps deemed sufficient.

II. PROCEDURAL SCHEDULE

Staff recommends that the notice be found sufficient. Therefore, Staff proposes the following procedural schedule:

| Event | Date |
|--|------------------------------|
| Notice completed | December 3, 2021 |
| Deadline to intervene | January 2, 2022 ¹ |
| Deadline for Staff to request a hearing or file a recommendation on approval of the sale and on the CCN amendment | February 18, 2022 |
| Deadline for parties to file a response to Staff's recommendation on approval of the sale | February 25, 2022 |
| Deadline for parties to file a joint motion to admit evidence and proposed order approving sale and allowing transaction to proceed. | March 11, 2022 |
| 120-day deadline for the Commission to approve the sale or require a hearing | April 2, 2022 ² |

III. CONCLUSION

For the reasons detailed above, Staff respectfully recommends that the notice provided by the Applicants be deemed sufficient and that the proposed procedural schedule be adopted for further processing of this docket.

¹ Under 16 TAC § 24.239(b), the intervention period shall not be less than 30 days unless good cause is shown. Notice was mailed on December 3, 2021. Therefore, 30 days after December 3, 2021 is January 2, 2022.

² Under 16 TAC § 24.239(a) and (i), the deadline for Commission action is 120 days after the mailing or publication of notice, whichever occurs later. One hundred and twenty days after December 3, 2021 is April 2, 2022.

Dated: December 29, 2021

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

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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 December 29, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/Mildred Anaele
Mildred Anaele