



## Filing Receipt

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| <b>APPLICATION OF CSWR-TEXAS</b>         | <b>§</b> | <b>PUBLIC UTILITY COMMISSION</b> |
| <b>UTILITY OPERATING COMPANY, LLC</b>    | <b>§</b> |                                  |
| <b>AND LEON SPRINGS UTILITY</b>          | <b>§</b> | <b>OF TEXAS</b>                  |
| <b>COMPANY, INC. FOR SALE, TRANSFER,</b> | <b>§</b> |                                  |
| <b>OR MERGER OF FACILITIES AND</b>       | <b>§</b> |                                  |
| <b>CERTIFICATE RIGHTS IN BEXAR</b>       | <b>§</b> |                                  |
| <b>COUNTY</b>                            | <b>§</b> |                                  |

**COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF NOTICE**

On August 10, 2021, CSWR-Texas Utility Operating Company, LLC (CSWR-Texas) and Leon Springs Utility Company, Inc. (Leon Springs) (collectively, applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Bexar County. The applicants seek approval to sell and transfer all of Leon Springs’ wastewater system and service area under Certificate of Convenience and Necessity (CCN) number 20614 to CSWR-Texas. The requested area includes 1,209 customer connections and approximately 1,419 acres. The applicants filed supplemental information on August 25, 26, 30, and 31, September 8, 9, and 30, and October 1, 14, 15, 19, and 20, 2021.

On September 14, 2021, the administrative law judge filed Order No. 2, directing the Staff of the Public Utility Commission of Texas (Staff) to file a recommendation on the sufficiency of notice by October 21, 2021. Therefore, this pleading is timely filed.

**I. SUFFICIENCY OF NOTICE**

The applicants filed proof of notice on September 16, 2021 and filed Exhibit B thereto as a confidential attachment on September 17, 2021. Staff has reviewed the proof of notice, including confidential attachment, and recommends that notice in this proceeding be found deficient under 16 Texas Administrative Code (TAC) § 24.239(c). The proof of notice includes the affidavit of Aaron Silas, Regulatory Case Manager for CSWR-Texas and attests that notice was provided to “Current Customers,” “Neighboring Utilities,” and “Affected Parties” on September 15, 2021. The proof of notice contains the form of notice and the accompanying maps. The identities of the noticed parties are included in confidential Exhibit B. This list of entities does not include the City

of San Antonio, which must also receive be notice.<sup>1</sup> Therefore, Staff recommends that notice be found insufficient until notice has been provided to the City of San Antonio.

## II. PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule for further processing:

| Event  | Date  |
|--|---|
| Deadline for the applicants to file with the Commission a signed affidavit that notice was given along with a copy of the notice and map sent to the City of San Antonio | October 28, 2021  |
| Deadline for Staff to file a recommendation on sufficiency of notice   | November 7, 2021  |
| Deadline to intervene  | 30 days after notice has been provided to the City of San Antonio |

## III. CONCLUSION

Staff respectfully requests entry of an order consistent with this pleading.

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<sup>1</sup> Commission Staff's Recommendation on Administrative Completeness, Notice and Proposed Procedural Schedule, Memorandum of Patricia Garcia (Sep. 10, 2021) (listing both San Antonio Water System and the City of San Antonio as entities to be noticed).

Dated: 2021-10-21

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF  
TEXAS LEGAL DIVISION**

Rachelle Nicolette Robles  
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/s/ R. Floyd Walker

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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 2021-10-21, in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ R. Floyd Walker  
R. Floyd Walker