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

COMMISSION STAFF’S PROPOSED PROCEDURAL SCHEDULE

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, 2021; September 8, 9, and 30, 2021; and October 1, 14, 15, 19, and 20, 2021.

On November 9, 2021, the administrative law judge filed Order No. 5, directing the Staff of the Public Utility Commission of Texas (Staff) to file a proposed procedural schedule by November 16, 2021. Therefore, this pleading is timely filed.

I. REQUEST TO AMEND PROCEDURAL SCHEDULE AND FOR GOOD CAUSE EXCEPTION

On September 16, 2021, the applicants filed proof that notice had been provided to all interested parties except the City of San Antonio. On October 28, 2021, the applicants filed proof that notice had been provided to the City of San Antonio on October 21, 2021. Order No. 4 established the deadline to intervene as “30 days after notice has been provided to the City of San Antonio.” Furthermore, under 16 Texas Administrative Code (TAC) § 24.239(b), “the intervention deadline must not be less than 30 days.” Therefore, the deadline to intervene in this proceeding by rule and by order is November 22, 2021.¹

¹ The 30th day after October 21, 2021 is November 20, 2021. However, because November 20, 2021 is a Saturday, the actual deadline is November 22, 2021—the next working day. 16 TAC § 22.4(a).

On November 11, 2021, the City of San Antonio confirmed receipt of notice and stated that “it does not intend to intervene in the PUC proceedings.” In view of this representation, Staff submits that there is good cause to shorten the intervention deadline in this matter.² Staff respectfully requests that the deadline to intervene be shortened to November 11, 2021.

II. PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule for further processing:

Event	Date
Notice completed	October 21, 2021
Deadline to intervene	November 11, 2021 ³
Deadline for Staff to request a hearing, or file a recommendation on final disposition.	December 14, 2021
If no hearing is requested, deadline for parties to file a response to Staff's recommendation on final disposition	December 30, 2021
Deadline for parties to file a joint motion to admit evidence and proposed order approving sale and allowing transaction to proceed.	January 13, 2021
120-day deadline for Commission to approve sale or require a hearing	February 18, 2021 ⁴

III. CONCLUSION

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

² “The intervention period for an application filed under this section must not be less than 30 days. The presiding officer may order a shorter intervention period for good cause shown.” 16 TAC § 24.239(b).

³ “The intervention period for an application filed under this section must not be less than 30 days. The presiding officer may order a shorter intervention period for good cause shown.” 16 TAC § 24.239(b).

⁴ 16 TAC § 24.239(i).

Dated: 2021-11-16

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 2021-11-16, in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ R. Floyd Walker
R. Floyd Walker