



Filing Receipt

Received - 2022-02-25 10:49:34 AM
Control Number - 52427
ItemNumber - 17

DOCKET NO. 52427

APPLICATION OF PATTERSON	§	PUBLIC UTILITY COMMISSION
WATER SUPPLY LLC AND MYRA	§	
WATER SYSTEM FOR SALE,	§	OF TEXAS
TRANSFER, OR MERGER OF	§	
FACILITIES AND CERTIFICATE	§	
RIGHTS IN COOKE COUNTY	§	

COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF NOTICE

On August 13, 2021, Patterson Water Supply LLC (Patterson) and Myra Water System (Myra) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Cooke County. Specifically, Patterson seeks approval to acquire facilities and to transfer water service area held under water Certificate of Convenience and Necessity (CCN) No. 12514 to Patterson under water CCN No. 13248. The requested area includes approximately 982 acres and 116 current customers. On December 16, 2021 and February 15, 2022, the Applicants filed supplemental information.

On January 31, 2022, the administrative law judge (ALJ) filed Order No. 6, requiring Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental recommendation on sufficiency of notice by February 25, 2022. Therefore, this pleading is timely filed.

I. NOTICE

Staff has reviewed the supplemental proof of notice submitted by the Applicants and recommends that it be found sufficient under 16 TAC § 24.239(c). The supplemental proof of notice includes the affidavit of Mark Patterson, the President of Patterson Water Supply, and attests that notice was provided to the neighboring utilities, affected parties, and current customers as required by Order No. 5 and 16 TAC § 24.239(c). Attached to the affidavit was a copy of the notice and map provided by the Applicants as required by Order No. 6. The map shows the area under Myra’s CCN in Cooke County that will be transferred to Patterson.

II. PROCEDURAL SCHEDULE

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

Event	Date
Notice completed	December 20, 2021
Deadline for intervention	January 19, 2022
Deadline for Staff to request a hearing or file a final recommendation on approval of the sale and CCN amendment	March 11, 2022
Deadline for Applicants to respond to Staff's recommendation	March 18, 2022
Deadline for parties to file a joint motion to admit evidence and proposed order approving sale and allowing transaction to proceed.	April 1, 2022
120-day deadline for the Commission to approve the sale or require a hearing	April 19, 2022 ¹

III. CONCLUSION

For the reasons detailed above, Staff recommends that the Applicants' notice be deemed sufficient and that the proposed procedural schedule be adopted. Staff respectfully requests the entry of an order consistent with the foregoing recommendations.

¹ 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 20, 2021 is April 19, 2022.

Dated: February 25, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

Rustin Tawater
Managing Attorney

/s/ Arnett D. Caviel
Arnett D. Caviel
State Bar No. 24121533
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7245
(512) 936-7268 (facsimile)
Arnett.Caviel@puc.texas.gov

DOCKET NO. 52427

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 February 25, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Arnett D. Caviel
Arnett D. Caviel