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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 SECOND SUPPLEMENTAL RECOMMENDATION ON
ADMINISTRATIVE COMPLETENESS AND PROPOSED PROCEDURAL SCHEDULE**

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 October 25, 2021, the administrative law judge (ALJ) filed Order No. 3, establishing a deadline of November 19, 2021 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental recommendation regarding the administrative completeness of the application and to propose a procedural schedule, if appropriate. Therefore, this pleading is timely filed.

I. ADMINISTRATIVE COMPLETENESS

As of the date of this filing, the Applicants have failed to respond to Order No. 3 requiring that the Applicants supplement their application to cure the deficiencies described in Staff’s September 13, 2021 memoranda of Patricia Garcia and Fred Bednarski III. Staff recommends that the Applicants be ordered to cure the deficiencies identified in Ms. Garcia’s and Mr. Bednarski’s memoranda by December 3, 2021 and that Staff be given a deadline of December 17, 2021 to file a third supplemental recommendation on the administrative completeness of the application and to propose a procedural schedule for the further processing of this docket. Staff notes that the Applicants should not issue notice until the application is deemed sufficient.

II. PROCEDURAL SCHEDULE

In accordance with Staff's deficiency recommendation, Staff does not propose a procedural schedule for further processing of the docket at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation that the application be found administratively complete.

III. CONCLUSION

For the reasons detailed above, Staff recommends that the application be found administratively incomplete and that the Applicants be ordered to file supplemental information to cure the deficiencies in the application by December 3, 2021 and that Staff be given a deadline of December 17, 2021 to file a third supplemental recommendation on the administrative completeness of the application and to propose a procedural schedule for the further processing of this docket. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: November 19, 2021

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 November 19, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Arnett D. Caviel
Arnett D. Caviel