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APPLICATION OF CRYSTAL	§	PUBLIC UTILITY COMMISSION
SPRINGS WATER COMPANY, INC.	§	
TO AMEND ITS CERTIFICATES OF	§	OF TEXAS
CONVENIENCE AND NECESSITY IN	§	
MONTGOMERY COUNTY	§	

**COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF NOTICE AND
PROPOSED PROCEDURAL SCHEDULE**

On August 17, 2021, Crystal Springs Water Company, Inc. (Crystal Springs) filed an application to amend Certificates of Convenience and Necessity (CCN) in Montgomery County. Crystal Springs holds water CCN No. 11373 and sewer CCN No. 20906. The requested service area consists of 2,364 acres, zero existing connections, and 3,655 proposed connections. Crystal Springs filed supplemental information on August 25, 2021 and on October 7, 2021, Crystal Springs filed its proof of notice.

On September 16, 2021, the administrative law judge (ALJ) filed Order No. 2, establishing a deadline of November 11, 2021 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation on the sufficiency of the notice. Therefore, this pleading is timely filed.

I. SUFFICIENCY OF NOTICE

After review and in accordance with Staff’s recommendations on proposed notice on September 16, 2021, Staff recommends that Crystal Springs’s notice be found deficient. Specifically, based on the affidavits for individual notice in Crystal Springs’ proof of notice filed on October 7, 2021, Crystal Springs sent individual notice to all but one of the entities and individuals listed in Staff’s recommendations on proposed notice. Crystal Springs did not send notice to Montgomery County Municipal Utility District (MUD) 163, indicating that it was inactive or dormant. To substantiate this claim and to ensure the record is clear, Staff recommends that Crystal Springs provide a screenshot from the TCEQ database showing that Montgomery County MUD 163 is inactive or dormant.

Additionally, Crystal Springs included copies of the notices that were sent to each individual and entity listed in the affidavits, with the exception of the notice that was sent to the

Montgomery County Judge. For consistency purposes, Staff recommends that Crystal Springs provide a copy of the notice that was sent to the Montgomery County Judge.

Lastly, although the cover letter indicates that newspaper tear sheets were provided to support proof of published notice, Crystal Springs failed to include the tear sheets. As such, Staff recommends that Crystal Springs provide a copy of the newspaper tear sheets demonstrating publication.

II. PROCEDURAL SCHEDULE

In accordance with Staff's deficiency recommendation, Staff proposes the following procedural schedule:

Event	Date
Deadline for Crystal Springs to file with the Commission additional proof of notice, addressing the listed deficiencies	November 18, 2021
Deadline for Staff to file a supplemental recommendation on sufficiency of notice	November 23, 2021
Deadline to intervene	30 days after notice is issued ¹

III. CONCLUSION

For the reasons detailed above, Staff recommends that Crystal Springs' notice be found deficient and that the proposed procedural schedule be adopted. Staff respectfully requests the entry of an order consistent with these recommendations.

¹ Staff is waiting for the newspaper tear sheets to provide a specific intervention date.

Dated: November 10, 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 10, 2021, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Scott Miles
Scott Miles