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APPLICATION OF HYDROTEX, LLC § PUBLIC UTILITY COMMISSION
FOR A CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN § OF TEXAS
LIBERTY COUNTY §

ORDER NO. 12
FINDING APPLICATION, AS SUPPLEMENTED, ADMINISTRATIVELY
COMPLETE, PUBLISHED NOTICE SUFFICIENT, REQUIRING
ADDITIONAL NOTICE, AND ESTABLISHING PROCEDURAL SCHEDULE

This Order addresses the sufficiency of the August 18, 2021 application of HydroTex, LLC for a certificate of convenience and necessity in Liberty County. On June 23 and September 16 and 20, 2022, and January 9 and February 9 and 13, 2023, HydroTex filed supplements to the application.

On August 22, 2022, HydroTex filed the affidavit of Roy Rodriguez, utilities director of HydroTex, attesting that notice was mailed to cities, districts, neighboring retail public utilities, and the Liberty County judge. On August 2, 2022, HydroTex filed a publisher's affidavit attesting that notice was published in the *Liberty Vindicator*, a newspaper of general circulation in Liberty County on August 4 and 11, 2022.

On March 10, 2023, Commission Staff filed a supplemental recommendation regarding administrative completeness, notice, and a procedural schedule for continued processing.

The administrative law judge (ALJ) finds the application, as supplemented, administratively complete and publication of notice sufficient. However, the ALJ directs HydroTex to provide notice to each landowner of a tract of land that is over 25 acres and is wholly or partly located in the requested area, using the form attached to Commission Staff's recommendation.¹

¹ Commission Staff did not provide a copy of the forms in the March 10, 2023 supplemental recommendation. However, the forms are attached to Commission Staff's supplemental recommendation on administrative completeness and notice and proposed procedural schedule filed on July 27, 2022.

The following procedural schedule is established for further processing:

Event	Date
Deadline for HydroTex to file with the Commission signed affidavits that the notice was given along with a copy of the notice and map sent to the landowners	April 24, 2023
Deadline for Commission Staff to file a recommendation on the sufficiency of notice to landowners	May 4, 2023
Deadline to intervene	30 days after notice is issued

Signed at Austin, Texas the 13th day of March 2023.

PUBLIC UTILITY COMMISSION OF TEXAS



**CHRISTINA DENMARK
ADMINISTRATIVE LAW JUDGE**