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DOCKET NO. 52628

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| APPLICATION OF TRITON TEXAS | § | PUBLIC UTILITY COMMISSION |
| HOLDINGS LLC, THE KAUFFMAN | § | |
| FAMILY LIVING TRUST, DATED APRIL | § | OF TEXAS |
| 9, 2015, DISCIPLE ASSET HOLDINGS, | § | |
| LP, AND MALAKOFF FAMILY | § | |
| HOLDINGS, LP, FOR APPROVAL OF | § | |
| CHANGES IN OWNERSHIP UNDER | § | |
| TEXAS WATER CODE § 13.302 | § | |

**COMMISSION STAFF’S SUPPLEMENTAL RECOMMENDATION ON
ADMINISTRATIVE COMPLETENESS AND NOTICE, REQUEST TO RESTYLE
DOCKET AND PROPOSED PROCEDURAL SCHEDULE**

On September 22, 2021, Triton Texas Holdings LLC (TTH), along with The Kauffman Family Living Trust, dated April 9, 2015, Disciple Asset Holdings, LP, and Malakoff Family Holdings, LP (the Interest Holders) (collectively, the Applicants), filed an application for a change in ownership of Horseshoe Bend Water Company LLC (Horseshoe Bend) and Lone Star Water Company (Lone Star) under Texas Water Code (TWC) § 13.302 and 16 Texas Administrative Code (TAC) § 24.243. The application originally sought approval for a “two-step” transaction, under which Triton Utilities, Inc. (TUI) would transfer ownership interests in Horseshoe Bend and Lone Star to the Interest Holders in one transaction, who would then transfer ownership interests to TTH in a second transaction immediately after the first. On October 20, 2021, TTH filed an amended application specifying that the Interest Holders will no longer be parties to the proposed application. Instead, under the amended application, TUI would transfer ownership interests in Horseshoe Bend and Lone Star in a “one-step” transaction directly to TTH.

The administrative law judge (ALJ) filed Order No. 2 on October 15, 2021 directing the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental recommendation regarding the administrative completeness of the application, along with a procedural schedule, by November 12, 2021. Therefore, this pleading is timely filed.

I. ADMINISTRATIVE COMPLETENESS

Staff has reviewed the amended application and determined that TTH has now cured the deficiencies in its application and provided all the information required under 16 TAC § 24.243 for further processing of this docket. Staff therefore recommends that the application be deemed

administratively complete at this time. This recommendation does not address the merits of the application.

II. NOTICE

Pursuant to 16 TAC § 22.55, the presiding officer may require a party to provide reasonable notice to affected persons. Staff believes there are only two affected parties in this docket, both of whom are aware of the transaction for which they are seeking approval. Therefore, Staff recommends that no further notice be required.

III. REQUEST TO RESTYLE DOCKET

As noted above, on October 20, 2021, TTH filed an amended application specifying that the Interest Holders will no longer be parties to the proposed application. Therefore, Staff recommends this docket be restyled as *Application of Triton Texas Holdings, LLC for Approval of Changes in Ownership Under Texas Water Code § 13.302*.

IV. PROPOSED PROCEDURAL SCHEDULE

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

| Event | Date |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------|
| Deadline for Staff to request a hearing or file a final recommendation | 14 days from the date of the order finding the amended application administratively complete |
| Deadline for Order approving the transaction to proceed | 21 days from the date of the order finding the amended application administratively complete |
| Deadline for TTH to consummate the transaction and file final closing docs or to otherwise respond to Staff's request for hearing or final recommendation | 28 days from the date of the order finding the amended application administratively complete |
| Deadline for TTH and Staff to file a joint proposed notice of approval. | 35 days from the date of the order finding the amended application administratively complete |
| Expiration of 60-day deadline for Commission to approve the transaction or to require a hearing | 60 days from the date of the order finding the amended application administratively complete |

V. CONCLUSION

For the reasons discussed above, Staff respectfully recommends that the amended application be deemed administratively complete, that notice be found sufficient, and that the proposed procedural schedule be adopted. Staff respectfully requests the entry of an order consistent with these recommendations.

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/ Forrest Smith
Forrest Smith