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APPLICATION OF THE TOWN OF	§	PUBLIC UTILITY COMMISSION
LAKESIDE AND THE CITY OF FORT	§	
WORTH FOR SALE, TRANSFER, OR	§	OF TEXAS
MERGER OF FACILITIES AND	§	
CERTIFICATE RIGHTS IN TARRANT	§	
COUNTY	§	

COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF NOTICE

On September 23, 2021, the Town of Lakeside (Lakeside) and the City of Fort Worth (Fort Worth) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Tarrant County. Specifically, Lakeside seeks approval to acquire facilities and to transfer water service area held under Fort Worth’s Certificate of Convenience and Necessity (CCN) No. 12311. Applicants filed supplemental information on September 30, 2021, November 18, 2021, and December 2, 2021.

On February 14, 2022, the administrative law judge (ALJ) filed Order No. 4, establishing a deadline of April 18, 2022, for Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental recommendation on the sufficiency of notice and propose a procedural schedule. Therefore, this pleading is timely filed.

I. ADMINISTRATIVE COMPLETENESS

Staff has reviewed the proof of notice submitted by Applicants and recommends that it be found sufficient under 16 Texas Administrative Code (TAC) § 24.239(c). Order No. 4 required the Applicants to provide notice of the application as described in the December 22, 2021 memorandum of Jolie Mathis, using the included forms. On February 16, 2021, Applicants filed the affidavit of Christopher P. Harder, Director of Fort Worth Water Department, indicating that notice was provided to all current customers, neighboring utilities, and affected parties via mail on January 6, 2022. The Applicants also included a list of customers that matches the list of customers included with the application.

II. PROCEDURAL SCHEDULE

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

Event	Date
Notice completed	January 6, 2022
Deadline to intervene	February 7, 2022
Deadline for Staff to request a hearing or file a recommendation on approval of the sale and on the CCN amendment	April 25 2022
Deadline for parties to file a response to Staff's recommendation on approval of the sale	May 2, 2022
Deadline for parties to file a joint motion to admit evidence and proposed order approving sale and allowing transaction to proceed.	May 4, 2022
120-day deadline for the Commission to approve the sale or require a hearing	May 6, 2022

IV. CONCLUSION

For the reasons detailed above, Staff respectfully recommends that the notice provided by the Applicants be deemed sufficient and that the proposed procedural schedule be adopted.

Dated: April 18, 2022

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 April 18, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Mildred Anaele
Mildred Anaele