



## **Filing Receipt**

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**Item Number - 39**

**DOCKET NO. 52632**

**APPLICATION OF THE TOWN  
OF LAKESIDE AND THE CITY  
OF FORT WORTH FOR SALE,  
TRANSFER, OR MERGER OF  
FACILITIES AND CERTIFICATE  
RIGHTS IN TARRANT COUNTY**

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**PUBLIC UTILITY COMMISSION  
  
OF TEXAS**

**THE CITY OF FORT WORTH'S MAY UPDATE**

**TO:** Honorable Jeffrey J. Huhn, Administrative Law Judge, Public Utility Commission of Texas

COMES NOW, the City of Fort Worth, by and through its counsel, and respectfully files “The City of Fort Worth’s May Update.”

**I. BACKGROUND**

On October 23, 2021, the Town of Lakeside (Lakeside) and the City of Fort Worth (City) (collectively, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate rights in Tarrant County (Transaction). On June 27, 2022, the ALJ signed Order No. 10, admitting the evidence submitted by the parties to this proceeding. On June 30, 2022, the ALJ signed Order No. 11 approving the sale and allowing the transaction to proceed. Order No. 11 states that “the applicants must file monthly updates regarding the status of the closing of the transaction and submit documents evidencing that the transaction was consummated.” On December 29, 2022, the ALJ signed Order No. 13 granting the City’s motion to extend the deadline to complete the Transaction beyond the 180-days provided in 16 TEX. ADMIN. CODE § 24.239(m). Per Order No. 13, the 180-day deadline is extended to June 28, 2023, and the City must continue to file monthly updates. Therefore, the City submits the following update pursuant to Order Nos. 11 and 13 and 16 TEX. ADMIN. CODE § 24.239(j).


**II. THE CITY OF FORT WORTH'S MAY UPDATE**

The City is working diligently to complete the Transaction at issue in this proceeding. Specifically, and as described in its previous monthly updates, the City is acquiring the easements necessary for the

construction of infrastructure needed to provide service to customers. *See* Exhibit “A” attached hereto for a map of the parcels. Design and construction of new infrastructure is required before completion of the Transaction due to the size and poor condition of the existing infrastructure and because the City is committed to providing continuous and adequate service to all of its customers, as prescribed by TEX. WATER CODE § 13.250 and 16 TEX. ADMIN. CODE § 24.225. Coordination with TxDOT is also needed for construction because the Department is completing a project in the area at issue in the Transaction. When construction of the necessary infrastructure nears completion, the City intends to execute an agreement with Lakeside that will fully consummate the Transaction.

The status of the customer transfers and potential connections is depicted in Exhibit “A” attached hereto. As of this month, the City intends to execute a change order with a contractor for the construction of the remaining water lines within Parcel 5. The Fort Worth City Council will consider the change order during its meeting on May 23, 2023. No other notable changes to the status of the Transaction have occurred since the City’s last update. The City is willing and available to answer any questions posed by the ALJ or PUC staff.

Respectfully submitted,



**Christopher Mullins**

Assistant City Attorney

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**City of Fort Worth**

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## CERTIFICATE OF SERVICE

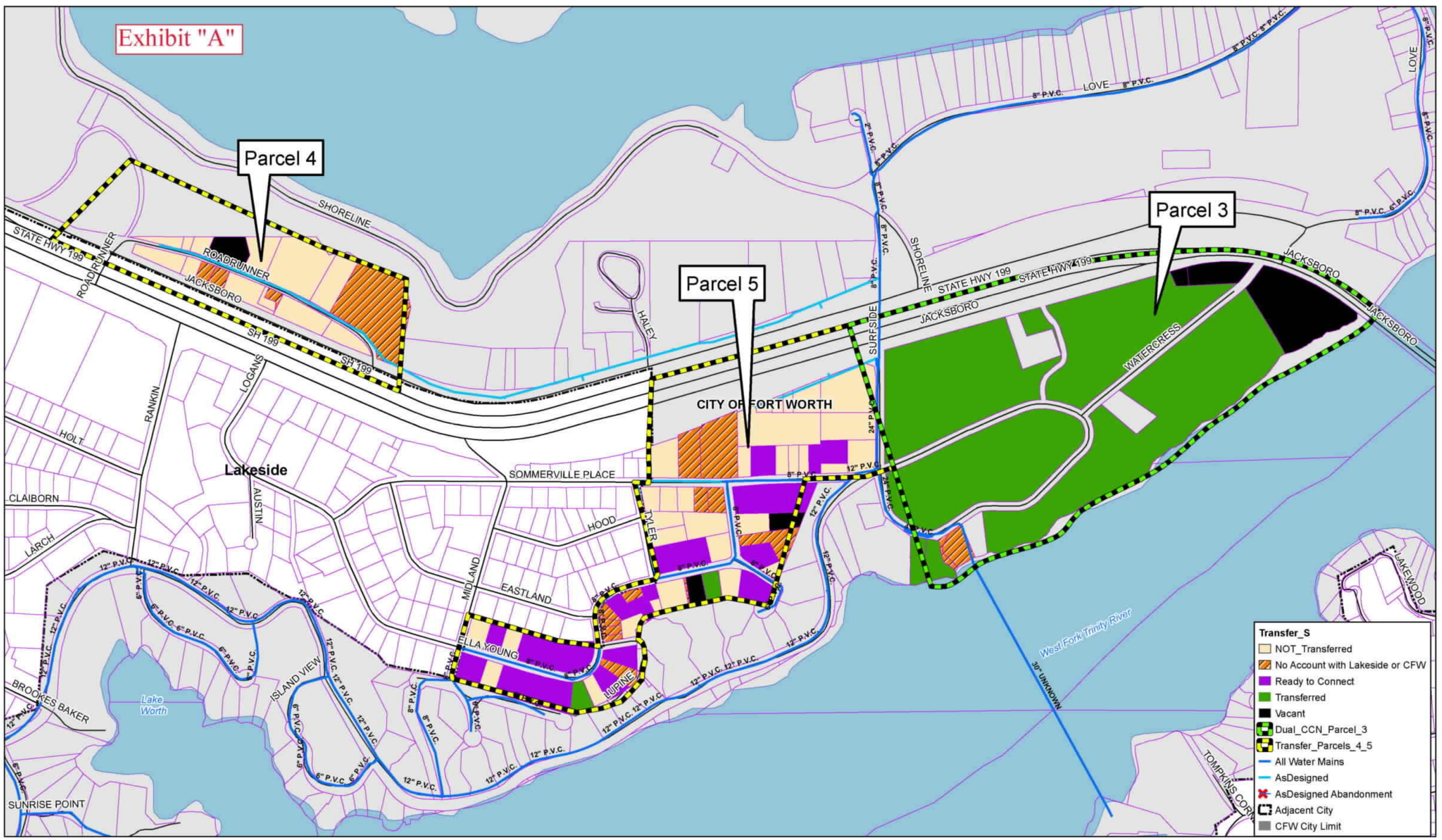
I certify that on the 19th day of May, 2023, a true and correct copy of the foregoing “The City of Fort Worth’s May Update” was delivered to the individuals listed below by the method indicated.

Honorable Jeffrey J. Huhn, Administrative Law Judge  
Public Utility Commission of Texas  
P.O. Box 13326  
Austin, Texas 78711-3326  
**Via Electronic Filing**

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Christopher Mullins





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2/5/2023

### Lakeside CCN Transfer for Parcels 3-4-5 February 2023

