



Filing Receipt

Received - 2022-02-18 12:06:30 PM

Control Number - 52797

ItemNumber - 43

DOCKET NO. 52797

| | | |
|--|----------|---|
| APPLICATION OF CONROE RESORT UTILITIES, LLC AND UNDINE DEVELOPMENT, LLC FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN MONTGOMERY COUNTY | § | PUBLIC UTILITY COMMISSION OF TEXAS |
| | § | |
| | § | |
| | § | |
| | § | |
| | § | |

COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF NOTICE

On November 8, 2021, Conroe Resort Utilities, LLC (Conroe) and Undine Development, LLC (Undine) (jointly, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate of convenience and necessity (CCN) rights in Montgomery County. Applicants seek approval to acquire facilities and to transfer all of Conroe’s water and sewer service area under water CCN No. 11942 and sewer CCN No. 20638 to Undine. The application reflects a requested area of 282 acres and 294 water customer connections and 289 sewer customer connections. Applicants filed supplemental information on November 9, 2021.

On January 21, 2022, the administrative law judge filed Order No. 2, directing the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation on the sufficiency of notice by February 18, 2022. Therefore, this pleading is timely filed.

I. RECOMMENDATION ON NOTICE

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). On February 1, 2022, Applicants filed an affidavit by Carey A. Thomas, Senior Vice President of Undine, attesting that notice was mailed to all current customers, neighboring utilities, and affected parties on January 31, 2022, using the notice forms provided by Staff and the maps deemed sufficient. Accordingly, Staff recommends that the notice provided is sufficient.

II. CONCLUSION

For the reasons detailed above, Staff respectfully recommends that the notice provided by Applicants be deemed sufficient.

Dated: February 18, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Rachelle Nicolette Robles
Division Director

Rustin Tawater
Managing Attorney

/s/ Ian Groetsch
Ian Groetsch
State Bar No. 24078599
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7465
(512) 936-7268 (facsimile)
ian.groetsch@puc.texas.gov

DOCKET NO. 52797

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

/s/ Ian Groetsch
Ian Groetsch