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APPLICATION OF CARROLL WATER	§	PUBLIC UTILITY COMMISSION
COMPANY, INC. AND CSWR-TEXAS	§	
UTILITY OPERATING COMPANY,	§	OF TEXAS
LLC FOR SALE, TRANSFER, OR	§	
MERGER OF FACILITIES AND	§	
CERTIFICATE RIGHTS IN ELLIS	§	
COUNTY	§	

COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF NOTICE

On November 29, 2021, CSWR-Texas Utility Operating Company, LLC (CSWR-Texas) and Carroll Water Company, Inc. (Carroll Water) (jointly, Applicants) filed an application for approval of the sale, transfer, or merger of facilities and certificate of convenience and necessity (CCN) rights in Ellis County. Applicants seek approval to sell and transfer all of Carroll Water's water systems under CCN number 11543 to CSWR-Texas CCN No. 13290. The application reflects a requested area of 1,668 acres and 584 customers. Applicants filed supplemental information on November 23, 2021 and December 7, 2021.

On December 30, 2021, 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 sufficiency of notice by February 7, 2022. Therefore, this pleading is timely filed.

I. SUFFICIENCY OF NOTICE

Staff has reviewed the proof of notice filed by the Applicants and recommends that it be found sufficient. Notice was mailed to current customers, neighboring utilities, and affected parties on January 14, 2022, which included the parties listed in Staff’s recommendation on administrative completeness filed on December 22, 2021. In addition, Staff was able to verify that the notice provided meets the requirements of 16 Texas Administrative Code (TAC) § 24.239(c) with the example of the map and notice mailed to the individuals listed in the Applicants’ proof of notice provided in the Applicants’ supplemental filing. Therefore, Applicants notice meets the requirements of 16 TAC § 24.239(c).

II. PROPOSED PROCEDURAL SCHEDULE

Staff recommends the notice be found sufficient. Staff therefore proposes the following procedural schedule:

Event	Date
Notice completed	January 14, 2022
Deadline for intervention	February 14, 2022 ¹
Deadline for Staff to request a hearing or file a recommendation on the approval of the sale and on the CCN amendment	March 18, 2022
Deadline for parties to file a response to Staff's recommendation	April 4, 2022
120-day deadline for the Commission to approve the sale or require a hearing	May 14, 2022 ²

III. CONCLUSION

Staff respectfully requests the entry of an order finding the Applicants' notice sufficient and adoption of the above proposed procedural schedule.

¹ Pursuant to 16 TAC § 24.239(b), the intervention period shall not be less than 30 days unless good cause is shown. Notice was mailed to the last party on January 14, 2022. Therefore, 30 days after January 14, 2022 is February 13, 2022. February 13, 2022 is a Sunday and the Commission is closed for business. Therefore, the intervention deadline should be Monday, February 14, 2022.

² Pursuant to 16 TAC § 24.239 (a) and (j), the deadline for Commission action is 120 days after the mailing or publication of notice, whichever occurs later. One hundred and twenty days after December 3, 2020 is April 2, 2021.

Dated: February 7, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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Division Director

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/s/ Kourtnee Jinks

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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 February 7, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Kourtnee Jinks

Kourtnee Jinks