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DOCKET NO. 52890

APPLICATION OF FLAT FORK	§	PUBLIC UTILITY COMMISSION
WATER SUPPLY CORPORATION	§	
AND CITY OF CENTER FOR SALE,	§	
TRANSFER, OR MERGER OF	§	OF TEXAS
FACILITIES AND CERTIFICATE	§	
RIGHTS IN SHELBY COUNTY	§	

COMMISSION STAFF’S RECOMMENDATION ON SUFFICIENCY OF NOTICE

On November 29, 2021, Flat Fork Water Supply Corporation (Flat Fork) and City of Center (Center) (jointly, Applicants) filed an application for approval of the sale, transfer, or merger of facilities in Shelby County. Applicants seek to acquire facilities and customers from Flat Fork under water Certificate and Convenience No. 11711.

On July 18, 2022, the administrative law judge filed Order No. 9 establishing a deadline of July 26, 2022, for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a proposed procedural schedule by July 26, 2022. Therefore, this pleading is timely filed.

I. PROPOSED PROCEDURAL SCHEDULE

Staff proposed the following procedural schedule:

Event	Date
Notice completed	July 14, 2022
Deadline for intervention	August 15, 2022 ¹
Deadline for Staff to request a hearing or file a recommendation on the approval of the sale and on the CCN amendment	September 2, 2022
Deadline for parties to file a response to Staff’s recommendation	September 9, 2022
Deadline for parties to file a joint motion to admit evidence and proposed order approving the sale and allowing the transaction to proceed	September 16, 2022

¹ Under 16 Texas Administrative Code (TAC) § 24.239(b), the intervention period is 30 days from the mailing of notice, unless otherwise provided by the presiding officer. Notice was mailed on July 14, 2022. Thirty days after July 14, 2022, is Saturday, August 13, 2022. Under 16 TAC § 22.4(a), if the Commission is closed for business on a given day, the designated period runs until the end of the next day on which the Commission is open for business. Therefore, the deadline for intervention is Monday, August 15, 2022, the next day the Commission is open for business.

120-day deadline for the Commission to approve the sale or require a hearing	November 11, 2022 ²
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II. CONCLUSION

For the reasons detailed above, Staff recommends that the proposed procedural schedule be adopted and respectfully requests the entry of an order consistent with this recommendation.

Dated: July 25, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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² Under 16 TAC § 24.239(a) and (i), the deadline for Commission action is 120 days after the mailing or publication of notice, whichever occurs later. One hundred and twenty days after July 14, 2022, is Friday, November 11, 2022.

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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 July 25, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Ian Groetsch
Ian Groetsch