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DOCKET NO. 53149

APPLICATION OF LIQUID UTILITIES § PUBLIC UTILITY COMMISSION
LLC FOR A CERTIFICATE OF §
CONVENIENCE AND NECESSITY IN § OF TEXAS
MONTGOMERY COUNTY §

COMMISSION STAFF’S RECOMMENDATION ON NOTICE

On January 26, 2022, Liquid Utilities, LLC (Liquid) filed an application for a water certificate of convenience and necessity in Montgomery County under Subchapter G of Texas Water Code Chapter 13.

On June 29, 2022, the administrative law judge (ALJ) filed Order No. 4, establishing a deadline of August 25, 2022 for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation on sufficiency of notice. Therefore, this pleading is timely filed.

I. RECOMMENDATION ON NOTICE

Staff has reviewed the proof of notice filed by Liquid on July 25 and August 3, 2022. Liquid filed a publisher’s affidavit and tear sheet showing that notice was published in the *Houston Chronicle dba Conroe Courier*, a newspaper of general circulation in Montgomery County on June 30 and July 7, 2022. Liquid filed the publisher’s affidavit in the docket within 30 days of the last publication date.

Liquid also filed an affidavit attesting to the provision of notice to current customers, neighboring utilities, and affected parties on June 28, 2022, along with a list of the entities noticed and a copy of the notice and maps sent. Liquid filed the affidavit in the docket within 30 days of the date of notice. Staff has reviewed Liquid’s proof of notice and recommends that Liquid provided notice in accordance with Staff’s Recommendation on Administrative Completeness filed on June 28, 2022 and 16 Texas Administrative Code (TAC) § 24.235. Therefore, Staff recommends that Liquid’s notice be deemed sufficient.

II. PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule:

Event	Date
Notice completed	July 7, 2022
Deadline to intervene	August 8, 2022 ¹
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable) to Liquid for review and consent	September 30, 2022
Deadline for Liquid to file signed consent forms with the Commission	October 7, 2022
If no hearing is requested, deadline for Staff to file a final recommendation on the Application	October 14, 2022
If no hearing is requested, deadline for parties to file joint proposed findings of fact and conclusions of law	October 21, 2022

III. CONCLUSION

Staff respectfully recommends that Liquid’s notice be deemed sufficient and that the proposed procedural schedule be adopted.

¹ Under 16 TAC § 24.235(a)(3), the intervention period is 30 days from the mailing or publication of notice, whichever occurs later, unless otherwise provided by the presiding officer. Notice was mailed on June 28, 2022, and the final date that notice was published was July 7, 2022. Therefore, 30 days after July 7, 2022 is August 6, 2022. Because August 6, 2022 is a Saturday and therefore a day on which Commission is closed for business, under 16 TAC § 22.4(a), the deadline is moved to the next day the Commission is open for business, August 8, 2022.

Dated: August 3, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Keith Rogas
Division Director

Robert Dakota Parish
Managing Attorney

/s/ Merritt Lander
Merritt Lander
State Bar No. 24106183
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7290
(512) 936-7268 (facsimile)
Merritt.Lander@puc.texas.gov

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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 August 3, 2022, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ Merritt Lander
Merritt Lander