



## Filing Receipt

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**DOCKET NO. 53445**

<b>APPLICATION OF UNDINE TEXAS</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>LLC TO AMEND ITS CERTIFICATE</b>	<b>§</b>	
<b>OF CONVENIENCE AND NECESSITY</b>	<b>§</b>	<b>OF TEXAS</b>
<b>IN FORT BEND COUNTY</b>	<b>§</b>	

**COMMISSION STAFF’S SUPPLEMENTAL RECOMMENDATION ON SUFFICIENCY OF NOTICE**

On April 1, 2022, Undine Texas LLC (Undine) filed an application to amend its Certificate of Convenience and Necessity (CCN) in Fort Bend County. Undine holds water CCN No. 13260. The requested service area consists of 90 acres and 0 existing connections. Undine filed supplemental information on April 4, 2022.

On May 3, 2022, the administrative law judge (ALJ) filed Order No. 2, establishing a deadline of June 17, 2022, for the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation on the sufficiency of notice in this docket. Therefore, this pleading is timely filed.

**I. SUFFICIENCY OF NOTICE**

Staff has reviewed the proof filed by Undine and recommends that it be found sufficient under 16 Texas Administrative Code (TAC) § 24.235. On June 3, 2022, Undine filed a publisher’s affidavit and tear sheets showing that notice was published in the *Fort Bend Herald*, a newspaper published at least once each week generally circulated within Fort Bend County, on May 5, 2022 and May 12, 2022. Undine filed the publisher’s affidavit in the docket within 30 days of the last publication date.

On June 3, 2022, Undine also filed an affidavit attesting to the provision of notice to current customers, neighboring utilities, and affected parties, along with a list of the entities noticed and a copy of the notice and maps sent.

Staff has reviewed Undine’s proof of notice and recommends the Undine provided notice in accordance with Staff’s Recommendation on Administrative Completeness and Notice filed on May 2, 2022 and 16 TAC § 24.235. Therefore, Staff recommends that Undine’s notice be deemed sufficient.

## II. PROPOSED PROCEDURAL SCHEDULE

Based on its recommendation that notice be found sufficient, Staff proposes the following procedural schedule for further processing of the docket:

<b>Event</b>	<b>Date</b>
Notice completed	May 12, 2022
Deadline to intervene	June 13, 2022 <sup>1</sup>
Deadline for Commission Staff to provide final maps, certificates, and tariffs (if applicable) to the applicant for review and consent	July 19, 2022
Deadline for Undine to file signed consent forms with the Commission	August 2, 2022
If no hearing is requested, deadline for Commission Staff to file a final recommendation on the application	August 9, 2022
If no hearing is requested, deadline for the parties to file joint proposed findings of fact and conclusions of law	August 30, 2022

## III. CONCLUSION

For the reasons detailed above, Staff respectfully recommends that notice be found sufficient.

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<sup>1</sup> 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 May 3, 2022 and published on May 5, 2022 and May 12, 2022. Therefore, 30 days after May 12, 2022 is June 11, 2022. However, since June 11, 2022 is a Saturday, a day which the Commission is not open for business, 16 TAC § 22.4(a) establishes that the deadline to intervene is the next day the Commission is open for business, June 13, 2022.

Dated: June 17, 2022

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS  
LEGAL DIVISION**

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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 on June 17, 2022 in accordance with the Order Suspending Rules filed in Project No. 50664.

/s/ Bradley Reynolds

Bradley Reynolds