



Filing Receipt

Filing Date - 2024-06-14 01:16:45 PM

Control Number - 53660

Item Number - 85

DOCKET NO. 53660

APPLICATION OF CLEARWATER	§	PUBLIC UTILITY COMMISSION
INVESTMENTS LLC AND KNOB HILL	§	
WATER SYSTEM FOR SALE,	§	
TRANSFER, OR MERGER OF	§	OF TEXAS
FACILITIES AND CERTIFICATE	§	
RIGHTS IN DENTON COUNTY	§	

**COMMISSION STAFF’S SUPPLEMENTAL RECOMMENDATION ON THE
SUFFICIENCY OF THE DOCUMENTS**

On May 26, 2022, Clearwater Operating Services, LLC (Clearwater) and Knob Hill Water System (Knob Hill) (collectively, Applicants) filed an application for the sale and transfer of facilities and certificate rights in Denton County under the provisions of Texas Water Code § 13.301 and 16 Texas Administrative Code § 24.239.

On May 29, 2024, the administrative law judge (ALJ) filed Order No. 26, requiring the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a supplemental recommendation on the sufficiency of Applicants’ closing documents and propose a procedural schedule for continued processing, if appropriate, by June 14, 2024. Therefore, this pleading is timely filed.

I. SUFFICIENCY OF CLOSING DOCUMENTS

Staff reviewed Clearwater’s June 5, 2024, filing and recommends that the Applicants’ closing documents remain deficient. Clearwater filed an affidavit in its June 5, 2024, filing that states “[a]ll customer deposits were refunded on June 1, 2004.”¹ This date is not consistent with the application. Therefore, Staff recommends that the closing documents remain deficient because the closing documents do not comply with 16 TAC § 24.239(k).

¹ Affidavit (June 5, 2024).

II. PROCEDURAL SCHEDULE

In accordance with Staff's deficiency recommendation, Staff does not propose a procedural schedule for further processing of the docket at this time. Staff intends to propose a procedural schedule alongside a subsequent recommendation that the documents be found sufficient.

III. CONCLUSION

Staff respectfully requests entry of an order consistent with this pleading.

Dated: June 14, 2024

Respectfully submitted,

PUBLIC UTILITY COMMISSION OF TEXAS LEGAL DIVISION

Marisa Lopez Wagley
Division Director

Andy Aus
Managing Attorney

/s/ David Berlin
David Berlin
State Bar No. 24126088
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326
(512) 936-7442
(512) 936-7268 (facsimile)
David.Berlin@puc.texas.gov

DOCKET NO. 53660

CERTIFICATE OF SERVICE

I certify that, unless otherwise ordered by the presiding officer, notice of the filing of this document will be provided to all parties of record via electronic mail on June 14, 2024, in accordance with the Order Suspending Rules, issued in Project No. 50664.

/s/ David Berlin
David Berlin