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DOCKET NO. 53920

APPLICATION OF MONARCH	§	PUBLIC UTILITY COMMISSION
UTILITIES I LP AND CREEK WATER	§	
UTILITY LLC FOR SALE, TRANSFER,	§	OF TEXAS
OR MERGER OF FACILITIES AND	§	
CERTIFICATE RIGHTS MARION	§	
COUNTY	§	

**COMMISSION STAFF’S RECOMMENDATION ON ADMINSTRATIVE
COMPLETNESS AND PROPOSED PROCEDURAL SCHEDULE**

On August 1, 2022, Monarch Utilities I L.P. (Monarch) and the Creek Water Utility, LLC (Creek Water) (jointly, Applicants) filed an application for sale, transfer, or merger (STM) of facilities and certificate rights in Marion County.

On August 2, 2022, the administrative law judge (ALJ) filed Order No. 1, directing the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file comments on the administrative completeness of the application and proposed notice and propose a procedural schedule by September 1, 2022. Therefore, this pleading is timely filed.

I. ADMINISTRATIVE COMPLETENESS

Staff has reviewed the application and, as detailed in the attached memorandum from Ethan Blanchard of the Rate Regulation Division, recommends that the application be found administratively incomplete from a financial perspective. Staff further recommends that the Applicants be ordered to cure the deficiencies identified in Mr. Blanchard’s memorandum by September 15, 2022, and that Staff be given a deadline of October 14, 2022, to file a supplemental recommendation on the administrative completeness of the application.

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 application be found administratively complete. Staff notes that the Applicants should not issue notice until the application is deemed sufficient.

III. CONCLUSION

For the reasons detailed above, Staff recommends that the application be found administratively incomplete, that the Applicants be ordered to file supplemental information to cure the deficiencies in the application by September 15, 2022, and that Staff be given a deadline of October 14, 2022, to file a supplemental recommendation on the administrative completeness of the application. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: September 1, 2022

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Keith Rogas
Division Director

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/s/ Ian Groetsch
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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 September 1, 2022 in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Ian Groetsch
Ian Groetsch

Public Utility Commission of Texas

Memorandum

TO: Ian Groetsch
Legal Division

FROM: Ethan Blanchard
Rate Regulation Division

DATE: September 1, 2022

RE: Docket No. 53920 – *Application of Monarch Utilities I LP and Creek Water Utility LLC for Sale, Transfer, or Merger of Facilities and Certificate Rights in Marion County*

On August 1, 2022, Monarch Utilities I, LP (Monarch), CCN No. 12983, and Creek Water Utility, LLC filed an application for the sale and transfer of facilities and certificate rights in Marion County under the provisions of Texas Water Code § 13.301 and 16 Texas Administrative Code § 24.239.

I reviewed the answers provided to questions 4, 10, 11, 12, and 14 of the application. I recommend that the application be deemed administratively incomplete, and that Monarch be required to file the following information to cure the deficiencies:

1. Five years of projected income statements for the acquired system or company-wide for Monarch. Or,
2. Completed Appendix B.