



## **Filing Receipt**

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**DOCKET NO. 54617**

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| <b>APPLICATION OF TEXAS WATER UTILITIES, LP AND SOUTHERN HORIZONS DEVELOPMENT, INC. FOR SALE, TRANSFER, OR MERGER OF FACILITIES AND CERTIFICATE RIGHTS IN LIBERTY AND MONTGOMERY COUNTIES</b> | <b>§<br/>§<br/>§<br/>§<br/>§<br/>§<br/>§</b> | <b>PUBLIC UTILITY COMMISSION<br/><br/>OF TEXAS</b> |
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**COMMISSION STAFF’S RECOMMENDATION ON SUPPLEMENTAL NOTICE**

**I. INTRODUCTION**

On February 2, 2023, Texas Water Utilities, LP (Texas Water) and Southern Horizons Development, Inc. (Southern Horizons) (collectively, Applicants) filed an application for the sale, transfer, or merger (STM) of facilities and certificate rights in Liberty and Montgomery counties. Texas Water filed supplemental information on February 16, March 15, and April 6, 2023.

On May 24, 2023, the administrative law judge (ALJ) filed Order No. 7, directing the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file a recommendation on the sufficiency of the supplemental notice by June 21, 2023. Therefore, this pleading is timely filed.

**II. RECOMMENDATION ON SUPPLEMENTAL NOTICE**

Staff has reviewed the supplemental proof of notice provided by Texas Water and recommends that it is sufficient. Specifically, Texas Water provided an affidavit of notice dated June 7, 2023, and signed by Brian Bahr, Director of Rates and Regulatory Affairs of SouthWest Water Company, the parent company that wholly owns Texas Water, attesting that there are no owners of a tract of land that is at least 25 acres and is wholly or partially included in the area proposed to be certified. Therefore, Staff recommends that the supplemental notice provided by Texas Water be deemed sufficient for further processing of this matter.

**III. CONCLUSION**

For the reasons stated above, Staff recommends that Texas Water’s supplemental notice be deemed sufficient. Staff respectfully requests the entry of an order consistent with this pleading.

Date: June 21, 2023

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 via electronic mail on June 21, 2023 in accordance with the Second Order Suspending Rules, filed in Project No. 50664.

/s/ Margaux Fox  
Margaux Fox