



## **Filing Receipt**

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**Item Number - 26**

**DOCKET NO. 54752**

<b>APPLICATION OF CSWR-TEXAS</b>	<b>§</b>	<b>PUBLIC UTILITY COMMISSION</b>
<b>UTILITY OPERATING COMPANY,</b>	<b>§</b>	
<b>LLC AND RBTQ, INC. DBA</b>	<b>§</b>	<b>OF TEXAS</b>
<b>SOUTHWEST GARDENS WATER FOR</b>	<b>§</b>	
<b>SALE, TRANSFER, OR MERGER OF</b>	<b>§</b>	
<b>FACILITIES AND CERTIFICATE</b>	<b>§</b>	
<b>RIGHTS AND FOR THE</b>	<b>§</b>	
<b>DECERTIFICATION OF ALL OF DON</b>	<b>§</b>	
<b>HAYS DBA SOUTHWEST WATER</b>	<b>§</b>	
<b>COMPANY (DON HAYS)</b>	<b>§</b>	
<b>CERTIFICATE OF CONVENIENCE</b>	<b>§</b>	
<b>AND NECESSITY IN LUBBOCK</b>	<b>§</b>	
<b>COUNTY</b>	<b>§</b>	

**ORDER NO. 6  
FINDING NOTICE SUFFICIENT AND  
ESTABLISHING PROCEDURAL SCHEDULE**

This Order addresses the sufficiency of notice for the March 14, 2023, application of CSWR-Texas Utility Operating Company, LLC and RBTQ, Inc. dba Southwest Gardens Water for the sale, transfer, or merger of facilities and certificate rights and for the decertification of Don Hays dba Southwest Water Company's CCN in Lubbock County.

On July 28, 2023 the applicants filed an affidavit of notice to current customers, neighboring utilities, and affected parties which stated that notice was mailed on July 12, 2023. Applicants filed the affidavit and a sample copy of the mailed notice, a copy of the name and address of every person and entity to which notice was provided, the date notice was provided, accompanied by maps in the docket within 30 days of the date of notice. In addition, the applicants included an affidavit of notice to landowners stating that the notice of the application was mailed to landowners on July 13, 2023. Specifically, the applicants filed the affidavit and a sample copy of the mailed notice, a copy of the names and addresses of the two affected landowners, the date notice was provided, accompanied by the maps in the docket, a map containing appraisal district information on landowner parcels overlaid with the requested area. Additionally, the applicants filed a notarized proof of publication attesting that notice was published in a newspaper of general

circulation in Lubbock County, *Lubbock Avalanche-Journal*, for two consecutive weeks, the last date of publication of notice was July 21, 2023.


On August 8, 2023, Commission Staff recommended the notice be deemed sufficient.

The administrative law judge (ALJ) finds the notice sufficient and establishes the following procedural schedule for continued processing of the application:

<b>Event</b>	<b>Date</b>
Notice complete	July 21, 2023
Deadline to intervene	August 21, 2023 <sup>1</sup>
Deadline for the parties to request a hearing	September 21, 2023
If no hearing is requested, deadline for Commission Staff to file a recommendation on the approval of the sale and on the CCN amendment	September 21, 2023
Deadline for parties to file a response to Staff's recommendation on approval of sale	September 29, 2023
Deadline for parties to file a joint motion to admit evidence and a proposed order approving sale and allowing transaction to proceed	October 13, 2023
120-day deadline for the Commission to approve the sale or require a hearing	November 20, 2023 <sup>2</sup>

**Signed at Austin, Texas on the 10th day of August 2023.**

**PUBLIC UTILITY COMMISSION OF TEXAS**



**SUSAN E. GOODSON**

**ADMINISTRATIVE LAW JUDGE**

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<sup>1</sup> The 30-day deadline for intervention is Sunday, August 20, 2023. Under 16 Texas Administrative Code TAC § 22.4(a), when a deadline falls on a day the Commission is closed for business, the date will roll to the next day the Commission is open for business. In this proceeding, Monday, August 21, 2023.

<sup>2</sup> The 120-day administrative deadline falls on a day the Commission is closed for business, Saturday, November 18, 2023. Under 16 TAC § 22.4(a), the date will roll to the next day the Commission is open for business. In this proceeding, Monday, November 20, 2023.