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DOCKET NO. 55154

APPLICATION OF CITY OF PHARR	§	PUBLIC UTILITY COMMISSION
TO AMEND ITS CERTIFICATE OF	§	
CONVENIENCE AND NECESSITY IN	§	OF TEXAS
HIDALGO COUNTY	§	

**COMMISSION STAFF'S RECOMMENDATION ON
SUFFICIENCY OF NOTICE AND PROPOSED PROCEDURAL SCHEDULE**

On June 16, 2023, the City of Pharr (Pharr) filed an application to amend its Certificate of Convenience and Necessity (CCN) No. 20643 in Hidalgo County under Texas Water Code (TWC) §§ 13.242 through 13.250 and 16 Texas Administrative Code (TAC) §§ 24.225 through 24.237. Pharr filed supplemental information on September 6 and 21, 202. Pharr filed supplemental information on September 6 and 21, 2023, and on December 18 and 21, 2023.

On December 11, 2023, the administrative law judge (ALJ) filed Order No. 6, directing the Staff (Staff) of the Public Utility Commission of Texas (Commission) to file its recommendation on sufficiency of the notice, along with a procedural schedule for continued processing by January 24, 2024. Therefore, this pleading is timely filed.

I. SUFFICIENCY OF NOTICE

Staff has reviewed Applicants' proof of notice, filed on December 18 and December 21, 2023, and recommends that the notice be found sufficient. Specifically, Pharr provided an affidavit of noticed dated December 21, 2023, and signed by Rae Fregeolle-Burk, Legal Assistant to the Attorney for the City of Pharr, attesting that notice was provided on November 27, 2023, to its current customers, neighboring utilities, and affected parties, as well as the maps that were attached to the provided notice. Pharr also provided an affidavit of landowner notice dated December 21, 2023, and signed by Ms. Fregeolle-Burk, attesting that individual notice was provided via first-class mail to a landowner owning tracts of land over 25 acres wholly or partially in the requested CCN area on November 27, 2023. Further, Pharr provided an affidavit of publication of notice dated December 18, 2023, and signed by Gregg Wendorf, representative of the Advance News Journal, a newspaper of general circulation in Hidalgo County, that publication notice was provided on October 25, 2023 and November 1, 2023. Therefore, Staff recommends that the notice, as supplemented, provided by Pharr be deemed sufficient for further processing of this matter.

II. PROCEDURAL SCHEDULE

Staff proposes the following procedural schedule for continued processing of this docket:

Event	Date
Notice complete	December 21, 2023
Deadline for intervention	January 22, 2024
Deadline for Commission Staff to provide final maps, certificates, and tariffs (if applicable) to Pharr for review and consent	February 5, 2024
Deadline for Pharr to file signed consent forms with the Commission	February 12, 2024
Deadline for Commission Staff to request a hearing or file a recommendation on the CCN amendment	February 19, 2024
Deadline for applicant to file a response to Commission Staff's recommendation. If no response is desired, deadline for parties to file a joint proposed notice of approval	February 29, 2024

III. CONCLUSION

For the reasons detailed above, Staff recommends that the notice, as supplemented, be found sufficient and the proposed procedural schedule be adopted. Staff respectfully requests the entry of an order consistent with these recommendations.

Dated: January 24, 2024

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 will be provided to all parties of record via electronic mail on January 24, 2024 in accordance with the Second Order Suspending Rules, issued in Project No. 50664.

/s/ Dylan King
Dylan King