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DOCKET NO. 55304

**APPLICATION OF TEXAS WATER § PUBLIC UTILITY COMMISSION
UTILITIES, LP AND SWWC §
UTILITIES, INC. DBA HORNSBY § OF TEXAS
BEND UTILITY COMPANY, INC. FOR §
SALE, TRANSFER, OR MERGER OF §
FACILITIES AND CERTIFICATE §
RIGHTS IN TRAVIS COUNTY §**

**ORDER NO. 5
FINDING NOTICE SUFFICIENT
AND ESTABLISHING PROCEDURAL SCHEDULE**

This Order addresses the sufficiency of notice for the July 31, 2023 application of Texas Water Utilities, LP and SWWC Utilities, Inc. dba Hornsby Bend Utility Company, Inc. for approval of the sale, transfer, or merger of facilities and certificate rights in Travis County. On August 28, September 1 and 7, 2023, the applicants filed supplements to the application.

On November 9, 2023, Texas Water filed proof of notice documents including: (a) a signed affidavit of Brian D. Bahr, director, rates and regulatory affairs for Texas Water, attesting that notice was mailed on October 19, 2023 to the recipients listed in Commission Staff's memorandum filed on April 24, 2023; (b) a list of current customers, neighboring utilities, political subdivision, and others who were mailed notice; (c) a copy of the notice and maps mailed; (d) the signed affidavit of Brian D. Bahr, director of rates and regulatory affairs for Texas Water, attesting that notice was mailed on October 19, 2023 to all owners of a tract of land that is at least 25 acres and is wholly or partly located in the requested area; (e) a list of all owners of a tract of land that is at least 25 acres and is wholly or partly located in the requested area; and (f) a copy of the maps and notice that were mailed to the landowners.

On November 20, 2023, Commission Staff filed a recommendation on notice and proposed a procedural schedule.

The administrative law judge finds the notice sufficient.

The following procedural schedule applies for the continued processing of this application:

Event	Date
Deadline to intervene	December 4, 2023 ¹
Deadline for Commission Staff to request a hearing or file a recommendation on approval of the sale and on the CCN amendment	December 19, 2023
Deadline for parties to file a response to Commission Staff's recommendation or to request a hearing	January 3, 2024
If no hearing is requested, deadline for parties to file a joint motion to admit evidence and proposed order approving the sale and allowing the transaction to proceed	January 31, 2024
120-day administrative deadline for Commission to approve the sale or require a hearing	March 4, 2024 ²

Signed at Austin, Texas on the 21st day of November 2023.

PUBLIC UTILITY COMMISSION OF TEXAS



**CHRISTINA DENMARK
ADMINISTRATIVE LAW JUDGE**

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¹ Under 16 Texas Administrative Code § 22.4(a), when a deadline falls on a day the Commission is closed, the date is extended to the next day the Commission is open for business.

² *Id.*