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APPLICATION OF GUADALUPE-	§	PUBLIC UTILITY COMMISSION
BLANCO RIVER AUTHORITY AND	§	
UNDINE TEXAS ENVIRONMENTAL,	§	OF TEXAS
LLC FOR SALE, TRANSFER, OR	§	
MERGER OF FACILITIES AND	§	
CERTIFICATE RIGHTS IN CALHOUN	§	
COUNTY	§	

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

I. BACKGROUND

On August 16, 2023, Guadalupe-Blanco River Authority (GBRA) and Undine Texas Environmental, LLC (Undine T.E.) (collectively, Applicants) filed an application for the sale, transfer, or merger of facilities and certificate rights in Calhoun County under the provisions of Texas Water Code § 13.301 and 16 Texas Administrative Code § 24.239.

On December 4, 2023, the administrative law judge filed Order No. 4, directing the Staff (Staff) of the Public Utility Commission of Texas to file a recommendation on sufficiency of notice and to propose a procedural schedule by January 18, 2024. Therefore, this pleading is timely filed.

**II. SUPPLEMENTAL RECOMMENDATION ON SUFFICIENCY OF
NOTICE**

Staff has reviewed the supplemental proof of notice provided by Undine T.E. on December 14 and 28, 2023, and recommends that notice is sufficient. Specifically, Undine T.E. provided an affidavit of notice signed by Vance Tillman, Chief Financial Officer of Undine T.E., attesting that there are no owners of tracts of land that are at least twenty-five acres that are wholly or partially included in the area proposed to be certified. Undine T.E. also provided an affidavit of notice signed by Mr. Tillman, attesting that notice was sent to current customers, neighboring utilities, and affected parties on December 4, 2023. Further, Undine T.E. provided an affidavit of publication of noticed dated December 26, 2023, and signed by the Reporter of the *Port Lavaca Wave*, a newspaper of general circulation in Calhoun County, attesting that publication notice was provided on December 13 and 20, 2023. As such, Staff recommends that the supplemental notice provided by Undine T.E. be deemed sufficient for further processing of this matter.

III. PROPOSED PROCEDURAL SCHEDULE

Staff recommends that the supplemental notice provided by Undine T.E. be deemed sufficient. Therefore, Staff proposes the following procedural schedule:

Event	Date
Notice completed	December 20, 2023
Deadline for intervention	January 19, 2024
Deadline for Commission Staff to request a hearing or file a recommendation on the approval of the sale and on the CCN amendment	February 28, 2024
Deadline for parties to file a response to Commission Staff's recommendation or to request a hearing	March 6, 2024
Deadline for the parties to file a joint motion to admit evidence and proposed order approving the sale and allowing the transaction to proceed	March 27, 2024
120-day deadline for the Commission to approve the sale or require a hearing	April 18, 2024 ¹

IV. CONCLUSION

For the reasons detailed above, Staff recommends that Undine T.E.'s supplemental proof of notice be found sufficient and that the proposed procedural scheduled be adopted for consideration.

¹ Under 16 TAC § 24.239(a) and (i), the deadline for Commission action is one hundred twenty (120) days after the mailing or publication of notice, whichever occurs later. One hundred and twenty days after the date of publication, December 20, 2023, is April 18, 2024.

Dated: January 18, 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 18, 2024 in accordance with the Second Order Suspending Rules, filed in Project No. 50664.

/s/ Bradley Reynolds
Bradley Reynolds