



Filing Receipt

Filing Date - 2024-06-18 09:59:01 AM

Control Number - 55414

Item Number - 46

DOCKET NO. 55414

APPLICATION OF CSWR-TEXAS	§	PUBLIC UTILITY COMMISSION
UTILITY OPERATING COMPANY,	§	
LLC AND VINEYARD RIDGE WATER	§	OF TEXAS
SUPPLY, LLC FOR SALE, TRANSFER,	§	
OR MERGER OF FACILITIES AND	§	
CERTIFICATE RIGHTS IN GILLESPIE	§	
COUNTY	§	

**COMMISSION STAFF’S RECOMMENDATION ON CLOSING DOCUMENTS AND
PROPOSED PROCEDURAL SCHEDULE**

On August 29, 2023, CSWR-Texas Utility Operating Company, LLC (CSWR-Texas) and Vineyard Ridge Water Supply, LLC (Vineyard Ridge) (collectively, ‘Applicants’) filed an application for approval of the sale, transfer, or merger of facilities and certificate of convenience and necessity rights in Gillespie County under Texas Water Code § 13.301 and Texas Administrative Code (TAC) § 24.239.

On April 15, 2024, the administrative law judge filed Order No. 10, directing the Staff (Staff) of the Public Utility Commission of Texas to file a recommendation regarding the sufficiency of the Applicants’ closing documents and to propose a procedural schedule within 15 days of the closing documents being filed. On June 3, 2024, CSWR-Texas filed notice of the completed transaction. Fifteen days from June 3, 2024 is June 18, 2024. Therefore, this pleading is timely filed.

**I. RECOMMENDATION ON THE SUFFICIENCY OF THE CLOSING
DOCUMENTS**

Staff has reviewed the closing documents filed by CSWR-Texas on June 3, 2024, and recommends that the Applicants have met the requirements of 16 TAC § 24.239.

Specifically, the sale and transfer was completed following the issuance of Order No. 10, wherein the transferee received notice from the Commission that a hearing would not be requested.¹ Further, the closing documents were filed within 30 days after the effective date of the transaction and were signed by both the transferor and the transferee.² Therefore, Staff

¹ 16 Texas Administrative Code (TAC) § 24.239(i).

² *Id.*

recommends a finding that the Applicants' closing documents are sufficient and satisfy 16 TAC § 24.239(a), (i), and (l).

Regarding customer deposits, the Applicants' closing documentation stated that there are no outstanding customer deposits associated with Vineyard Ridge.³ Therefore, Staff recommends a finding that customer deposits have been adequately addressed as required by 16 TAC § 24.239(k) and (l).

For these reasons, Staff recommends that the Applicants have complied with the applicable closing requirements of 16 TAC § 24.239. Staff therefore recommends that the closing documents and customer deposit information be found sufficient.

II. PROPOSED PROCEDURAL SCHEDULE

In accordance with Staff's recommendation that the Applicants' closing documents be found sufficient, Staff proposes the following procedural schedule:

Event	Date
Deadline for Commission Staff to provide final maps, certificates, and tariffs (if applicable), to the Applicants for review and consent	July 23, 2024
Deadline for the Applicants to file signed consent forms with the Commission	August 6, 2024
Deadline for parties to jointly file Proposed Notice of Approval, including findings of fact, conclusions of law, and ordering paragraphs	August 20, 2024

III. CONCLUSION

For the reasons discussed above, Staff respectfully requests that an order be issued finding the Applicants' closing documents sufficient and adopting the proposed procedural schedule.

³ 55414 CSWR-Texas Notice of Completed Transaction at 1 (Jun. 3, 2024).

Dated: June 18, 2024

Respectfully submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

Marisa Lopez Wagley
Division Director

Phillip Lehmann
Managing Attorney

/s/ Kelsey Daugherty
Kelsey Daugherty
State Bar No. 24125054
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3480
(512) 936-7255
(512) 936-7268 (facsimile)
Kelsey.Daugherty@puc.texas.gov

DOCKET NO. 55414

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

/s/ Kelsey Daugherty
Kelsey Daugherty