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DOCKET NO. 36441

JOINT APPLICATION OF  
PEDERNALES ELECTRIC  
COOPERATIVE AND THE CITY OF  
AUSTIN D/B/A AUSTIN ENERGY TO  
AMEND A CERTIFICATE OF  
CONVENIENCE AND NECESSITY FOR  
SERVICE AREA BOUNDARIES  
WITHIN TRAVIS COUNTY

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PUBLIC UTILITY COMMISSION  
OF TEXAS

2008 DEC 12 PM 1:17  
PUBLIC UTILITY COMMISSION  
CLERK

**ORDER NO. 2**  
**ADDRESSING SUFFICIENCY OF APPLICATION AND NOTICE**

**Application.** On November 25, 2008, Pedernales Electric Cooperative, Inc. (PEC) and the City of Austin d/b/a Austin Energy (Austin Energy) (Applicants) filed with the Public Utility Commission of Texas (Commission) an application for a service area boundary change.

**Staff Recommendation on Sufficiency of Application and Notice.** On December 10, 2008, Commission Staff filed comments on the sufficiency of the application and notice and whether the Commission should regard this case as a minor boundary change pursuant to P.U.C. SUBST. R. 25.101. Commission Staff determined that the joint application is sufficient and that notice as provided by Applicants is sufficient. Lastly, Commission Staff recommended that this proceeding be considered a minor service area boundary change pursuant to P.U.C. SUBST. R. 25.101(b)(1)(B).

Consistent with Commission Staff's recommendation, Applicants' joint application and notice is deemed sufficient and the application shall be considered a minor service area boundary change pursuant to P.U.C. SUBST. R. 25.101(b)(1)(B).

SIGNED IN AUSTIN, TEXAS on this the 12<sup>th</sup> day of December 2008.

**PUBLIC UTILITY COMMISSION OF TEXAS**

  
IRENE MONTELONGO  
DIRECTOR, DOCKET MANAGEMENT