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DOCKET NO. 41924

2013 OCT 11 AM 10:25
PUBLIC UTILITY COMMISSION

APPLICATION OF SOUTHWEST §
TEXAS ELECTRIC COOPERATIVE, §
INC. TO AMEND A CERTIFICATE OF §
CONVENIENCE AND NECESSITY §
FOR A SERVICE AREA EXCEPTION §
WITHIN IRION COUNTY §

PUBLIC UTILITY COMMISSION
OF TEXAS

**ORDER NO. 1
REQUIRING COMMENTS ON SUFFICIENCY OF APPLICATION AND NOTICE;
ADDRESSING OTHER PROCEDURAL MATTERS;
ESTABLISHING PROCEDURAL SCHEDULE**

I. Application

On October 9, 2013, Southwest Texas Electric Cooperative, Inc. (SWTEC) filed an application for a service area exception to allow SWTEC to provide service to a specific customer located within the certificated service area of Concho Valley Electric Cooperative, Inc. (CVEC).

II. Requiring Comments on Sufficiency of Application

By **October 23, 2013**, Commission Staff shall file comments on the sufficiency of the application, the need for additional notice pursuant to P.U.C. PROC. R. 22.52(a), and whether the Commission should regard this case as a minor boundary change/service area exception pursuant to P.U.C. SUBST. R. 25.101. Notice of this application will appear in the October 25, 2013, issue of the *Texas Register*.

III. Establishing Procedural Schedule

Pursuant to P.U.C. SUBST. R. 25.101(b)(1)(B), minor boundary changes or service area exceptions shall be approved administratively within 45 days of the filing of the application provided that qualifying factors are met. The following procedural schedule shall apply to this proceeding.

Staff's comments on sufficiency of application and notice	October 23, 2013
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Publication of <i>Texas Register</i> notice	October 25, 2013
Intervention deadline	November 1, 2013
Deadline to request referral to the State Office of Administrative Hearings for a Hearing on the Merits	October 22, 2013
<i>If Qualified for Informal Disposition:</i>	
Deadline for Staff's recommendation on final disposition	November 18, 2013
Deadline for Applicant to respond to Staff's recommendation on final disposition	November 18, 2013
45-day administrative approval	November 25, 2013

IV. Discovery

Discovery may proceed informally; however, objections to Requests for Information (RFIs) must be filed and served within 10 days of receiving the RFI. Objections shall include a statement that negotiations were conducted diligently and in good faith. If the parties are unable to resolve a discovery dispute, a motion to compel a response to an RFI must be filed and served within five working days of receipt of an objection. The motion to compel shall specify the grounds for the motion.

V. Filing Requirements

P.U.C. PROC. R. 22.74 governs service of pleadings. Unless otherwise specified, responses or replies to any motion or other pleading shall be filed within five (5) working days after the date on which the motion or other pleading was received by the responding party. Failure to file a timely response will be considered acquiescence to the relief requested.

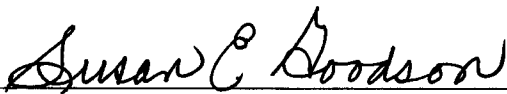
All parties shall provide their current addresses, telephone and facsimile numbers, if available, to all other parties and the Commission by filing and serving all parties with such information. Each party shall provide the Commission and all parties with updated address, telephone, and facsimile information if such information changes. The telephone and facsimile numbers will be placed on the service list for the convenience of the parties. Parties are responsible for updating their own service lists to reflect changed information and the addition of any other parties.

Unless otherwise specified, an original and ten copies of documents relating to this proceeding must be filed with the Commission filing clerk according to P.U.C. PROC. R. 22.71. A copy of each document filed with the Commission must also be served on all parties under P.U.C. PROC. R. 22.74.

Questions concerning this order or any other order must be submitted in writing, filed with the Commission, and served on all parties of record.

SIGNED AT AUSTIN, TEXAS the 11th day of October 2013.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE