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DOCKET NO. 42964

APPLICATION OF THE CITY OF § BONHAM TO AMEND A CERTIFICATE OF CONVENIENCE AND NECESSITY FOR DUAL **CERTIFICATION WITH** SOUTHWEST FANNIN COUNTY SPECIAL UTILITY DISTRICT AND WHITE SHED WATER SUPPLY CORPORATION AND TO **DECERTIFY PORTIONS OF THE** CERTIFICATED AREA HELD BY BOIS D'ARC MUNICIPAL UTILITY DISTRICT AND RAVENNA NUNNELEE WATER SUPPLY CORPORATION IN FANNIN COUNTY (35091-C)

PUBLIC UTILITY COMMISSION
OF THE RELERK

DOCKET NO. 42965

ORDER NO. 2 ORDER OF CONSOLIDATION AND ADOPTING PROCEDURAL SCHEDULE

I. Background

On August 31, 2005, the City of Bonham filed with the Texas Commission on Environmental Quality (TCEQ) an application to amend a Certificate of Convenience and Necessity in Fannin County. The application was received by the Public Utility Commission of Texas (Commission) on December 17, 2014. On September 22, 2015 Commission Staff provided a status report in response to Order No. 1. Specifically, Commission Staff stated it appears that the protests to the application were resolved and withdrawn, and the proceeding was remanded

from the State Office of Administrative Hearings (SOAH) to the Texas Commission on Environmental Quality (TCEQ) for final disposition; however, it does not appear that a final order was issued by the TCEQ. Commission Staff recommended that the application be processed for final disposition.

II. Consolidation

Order No. 1 also requested Commission Staff identify any documents in Docket No. 42964 which may be related to TCEQ Application No. 35092-C (Docket No. 42965) so those documents could be relocated to Docket No. 42965. TCEQ Application Nos. 35091-C and 35092-C were processed in the same proceeding at TCEQ; therefore, Staff recommends that the dockets be consolidated and restyled, and that the final notice of approval address both applications.

Consistent with Commission Staff's recommendation, Docket No. 42965, Application of the City of Bonham to Amend a Certificate of Convenience and Necessity in Fannin County (35092-C), is consolidated into Docket No. 42964. The consolidated proceeding is restyled as follows: Applications of the City of Bonham to Amend a Certificate of Convenience and Necessity for Dual Certification with Southwest Fannin County Special Utility District and White Shed Water Supply Corporation and to Decertify Portions of the Certificated Area Held by Bois D'arc Municipal Utility District s and Ravenna Nunnelee Water Supply Corporation in Fannin County (35091-C and 35092-C). Hereafter, filings shall be made in Docket No. 42964 only.

III. Procedural Schedule

Commission Staff proposed a procedural schedule to bring this matter to conclusion. Pursuant to Staff's recommendation the following procedural is adopted as proposed:

Deadline for Commission Staff to file its final recommendation	December 1, 2015
Deadline for parties to file proposed notice of approval, including findings of fact, conclusions of law, and ordering paragraphs	December 15, 2015

SIGNED AT AUSTIN, TEXAS the _______ day of September 2015.

PUBLIC UTILITY COMMISSION OF TEXAS

STEPHANIE FRAZZELL

ADMINISTRATIVE LAW JUDGE

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