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DOCKET NO. 43041

RECEIVED

APPLICATION OF THE CITY OF
DORCHESTER TO AMEND A
CERTIFICATE OF CONVENIENCE
AND NECESSITY IN GRAYSON
COUNTY (37917-C)

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§

PUBLIC UTILITY COMMISSION

PUBLIC UTILITY COMMISSION
FILED CLERK

TEXAS

COMMISSION STAFF'S RECOMMENDATION AND REQUEST FOR REFERRAL TO THE STATE OFFICE OF ADMINISTRATIVE HEARINGS

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Request for Referral to the State Office of Administrative Hearings (SOAH). In support thereof, Staff shows the following:

I. BACKGROUND

On May 5, 2014, the City of Dorchester (Applicant or Dorchester) filed with the Texas Commission on Environmental Quality (TCEQ) an application (Application) to amend water Certificate of Convenience and Necessity (CCN) No. 12013 and decertify a portion of CCN 10150 in Grayson County pursuant to Tex. Water Code §§ 13.242 thru 13.250 (TWC) and 16 Tex. Admin. Code §§ 24.101 thru 24.107 (TAC). The Application was received by the Commission on October 1, 2014.

Order No. 16 instructed Staff to file a recommendation by April 15, 2016.

II. RECCOMENDATION

Staff recommends that the supplemental notice documents filed by Applicant on March 30, 2016 cured the deficiencies previously noted by Staff.

III. REQUEST FOR REFERRAL TO SOAH

Staff recommends that this matter be referred to SOAH. The City of Howe timely filed a hearing request of proper form.

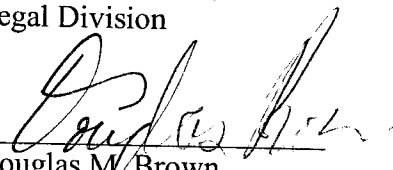
IV. CONCLUSION

Staff respectfully requests the entry of an order consistent with the above recommendations.

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division


Stephen Mack
Managing Attorney
Legal Division



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Attorney-Legal Division
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DOCKET NO. 43041 CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on or before April 15, 2016 in accordance with 16 TAC § 22.74.



Douglas M. Brown