

Control Number: 43070



Item Number: 7

Addendum StartPage: 0

DOCKET NO. 43070

2014 DEC 16 PM 1:54
PUBLIC UTILITY COMMISSION
CLERK

**APPLICATION OF CITY OF EAST
TAWAKONI TO OBTAIN A NEW
CERTIFICATE OF CONVENIENCE
AND NECESSITY IN HUNT AND RAINS
COUNTIES**

§
§
§
§
§

**PUBLIC UTILITY COMMISSION
OF TEXAS**

COMMISSION STAFF'S STATUS UPDATE

COMES NOW the Staff of the Public Utility Commission of Texas (Commission), representing the public interest and files this Status Update in response to Order No. 2 and would show the following:

I. BACKGROUND

On or about November 8, 2013, the City of East Tawakoni filed an application with the Texas Commission on Environmental Quality (TCEQ) to obtain a new Certificate of Convenience and Necessity (CCN) in Hunt and Rains counties. By TCEQ Interoffice Memorandum, dated June 13, 2014, TCEQ Staff recommended finding that the City of East Tawakoni demonstrated adequate financial and managerial capability to provide service. The Commission docket also contains proof of notice by East Tawakoni that appears to have been completed in June and/or July of 2014.

Jurisdiction over this proceeding was transferred to the Commission on September 1, 2014.¹ On November 6, 2014, Order No. 2 was entered requiring Staff to file an update on the status of this proceeding, a recommendation on the need for a hearing or on final disposition of the application, if appropriate, or propose a procedural schedule if necessary by December 16, 2014. Therefore, this pleading is timely filed.

¹ See House Bill (HB) 1600 and Senate Bill (SB) 567, the 83rd Legislature.

7

II. STATUS OF THE APPLICATION

Staff continues to diligently review the application in order to ascertain the status of the administrative record that was developed by the TCEQ. Staff requests that the presiding officer permit additional time for Staff to conduct this review. Accordingly, Staff requests that the presiding officer set a deadline of **January 16, 2015** for Staff to provide a further update regarding the status of the application and to propose a procedural schedule.

III. CONCLUSION

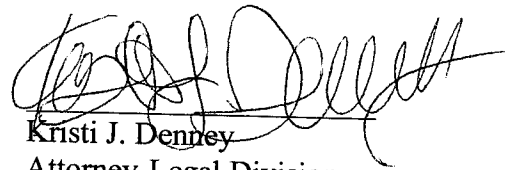
Staff respectfully requests the entry of an order consistent with the above discussion.

Date: December 16, 2014

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division

Stephen Mack
Managing Attorney
Legal Division



Kristi J. Denney
Attorney-Legal Division
State Bar No. 24074129
(512) 936-7290
(512) 936-7268 (facsimile)
Public Utility Commission of Texas
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

**DOCKET NO. 43070
CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on December 16, 2015 in accordance with P.U.C. PROC. R. 22.74.



Kristi J. Denney