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DOCKET NO. 43253

APPLICATION OF THE CITY OF SCHERTZ TO AMEND ITS SEWER CERTIFICATE OF CONVENIENCE AND NECESSITY IN BEXAR COUNTY (37913-C)	§ § § § § §	PUBLIC UTILITY COMMISSION OF TEXAS
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FILING CLERK

**COMMISSION STAFF'S RESPONSE TO ORDER NO. 13 AND REQUEST FOR
AMENDED PROCEDURAL SCHEDULE**

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Response to Order No. 13 and Request for Amended Procedural Schedule and would show the following:

I. Background

On May 9, 2014, the City of Schertz (the City) filed an application to amend its sewer certificate of convenience and necessity (CCN) No. 20271 in Bexar County, Texas with the Texas Commission on Environmental Quality (TCEQ). The City requests to amend its CCN by obtaining dual certification for the proposed area, which is currently held by the San Antonio River Authority (SARA). On September 1, 2014, the economic regulation of water and wastewater utilities was transferred from the TCEQ to the Public Utility Commission of Texas (Commission).

In Staff's Response to Order No. 12 and Request for an Extension, Staff requested additional time to meet with the City to address overlapping boundaries in maps submitted by the City. In Order No. 13, issued November 20, 2015, the Commission administrative law judge (ALJ) ordered Staff to file a recommendation on the amended application or request a new procedural schedule by December 15, 2015. Therefore, this pleading is timely filed.

II. Staff's Proposed Amended Procedural Schedule

Staff's meeting with the City on November 20, 2015 resulted in an agreement by the City to either submit consents from the relevant overlapping districts or updated map data which would eliminate the overlaps. Staff formalized its request for these documents and information in Staff's First Request for Information (RFI) to the City of Schertz Question Nos. Staff 1-1

through Staff 1-5. Staff has communicated with the City and understands that they have had to wait for the boards of the relevant entities to meet and vote on those consents. Staff also anticipates potential submissions of updated map data from the City.

Staff cannot complete its review of the City's application without this information. To allow time for such additional submissions and subsequent Staff review, Staff requests that the following procedural schedule be adopted:

Event:	Date:
Deadline for the City of Schertz to respond to Commission Staff RFIs 1-1 to 1-5.	December 28, 2015
Deadline for Commission Staff to request a hearing or to file a recommendation on final disposition or recommend an amended procedural schedule.	January 6, 2015

Staff has communicated with the City and is authorized to represent that the City does not oppose Staff's proposed amended procedural schedule.

III. Conclusion

For the reasons stated above, Staff respectfully requests that the ALJ issue an order granting the proposed amended procedural schedule.

DATED: December 15, 2015

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on December 15, 2015 in accordance with 16 TAC § 22.74.

Matthew A. Arth w/ permission

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