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**DOCKET NO. 43253**

FILED

<b>APPLICATION OF THE CITY OF SCHERTZ TO AMEND ITS SEWER CERTIFICATE OF CONVENIENCE AND NECESSITY IN BEXAR COUNTY (37913-C)</b>	§	<b>PUBLIC UTILITY COMMISSION</b>
	§	DEC 18 PM 1:44
	§	<b>OF TEXAS</b>
	§	UTILITY COMMISSION
	§	FILING CLERK
	§	

**COMMISSION STAFF'S AMENDED 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 Amended Response to Order No. 13 and Request for Amended Procedural Schedule and would show the following:

**I. Staff's Proposed Amended Procedural Schedule**

As explained in Staff's first Response to Order No. 13, 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.

It has come to Staff's attention that the City incurred a Texas Commission on Environmental Quality (TCEQ) violation in November 2015, TCEQ Docket No. 20150747MWD-E. Staff cannot proceed with this CCN amendment application until the City demonstrates that it is addressing that violation or has received an exemption from TCEQ. The City has also failed to provide its most recent sewer inspection report and after providing that will need to demonstrate that any issues listed in the inspection report have been resolved. Staff cannot complete its review of the City's application without this information, and Staff will need additional time to file RFIs to request it.

Following receipt of the above information and the conclusion of Staff's technical and financial review, Staff will require thirty days to complete its mapping review and an additional

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fifteen days to obtain consents from the City regarding the finalized maps. To allow time for such additional submissions and subsequent Staff review, Staff requests that its deadline to request a hearing, file a recommendation on final disposition, or recommend an amended procedural schedule be moved to March 9, 2016.

## **II. Conclusion**

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

**DATED:** December 18, 2015

Respectfully Submitted,

Margaret Uhlig Pemberton  
Division Director  
Legal Division

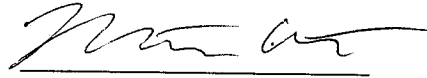
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**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on this the  
December 18, 2015 in accordance with 16 TAC § 22.74.

A handwritten signature in black ink, appearing to read 'Matthew A. Arth', written over a horizontal line.

Matthew A. Arth