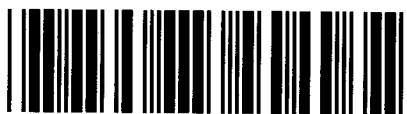




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DOCKET NO. 43253

APPLICATION OF THE CITY OF
SCHERTZ TO AMEND ITS SEWER
CERTIFICATE OF CONVENIENCE
NECESSITY IN BEXAR COUNTY
(37913-C)

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PUBLIC UTILITY COMMISSION
OF TEXAS

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**ORDER NO. 3
FINDING APPLICATION DEFICIENT,
ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE**

I. Application

On May 9, 2014, the City of Schertz (Schertz or Company) filed with the Texas Commission on Environmental Quality (TCEQ) an application to amend its sewer certificate of convenience (CCN) No. 20271 in Bexar County, Texas.

II. Staff Recommendation on Sufficiency of Application

On October 8, 2014, Commission Staff filed comments on the administrative completeness of the application. Staff has determined that the application contains material deficiencies, as specifically described in Commission Staff's memo and the attached memorandum of Mary Lupo, Utility Rates Analyst/Auditor, Water Utilities Division. Commission Staff stated that the application is not administratively complete, does not meet the requirements of TEX. WATER CODE § 13.244 or P.U.C. SUSBT. R. 24.105, and should be deemed deficient.

In addition, Staff determined that Schertz's proposed notice does not meet the requirements of P.U.C. SUBST. R. 24.106. Applicant should not send out notice to affected parties until these discrepancies are corrected.

III. Proposed Procedural Schedule

Commission Staff proposes that Schertz be given thirty (30) days to address the deficiencies noted in Commission Staff's memorandum. Commission Staff will file additional

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comments regarding completeness of the amended application, along with a proposed procedural schedule once the application is administratively complete.

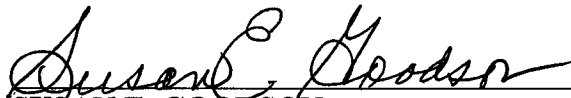
IV. Finding Application Deficient and Opportunity to Cure

Consistent with Commission Staff's recommendation, Schertz's application is found administratively incomplete. On or before **November 10, 2014**, Schertz shall amend its application to cure the deficiencies noted by Staff. Processing of the application cannot proceed and notice cannot be published or mailed until the requested items are received and reviewed.

Commission Staff shall file a supplemental recommendation regarding sufficiency of the amended application and notice along with a proposed procedural schedule within ten working days of receipt of the amended application.

SIGNED AT AUSTIN, TEXAS the 9th **day of October 2014.**

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE