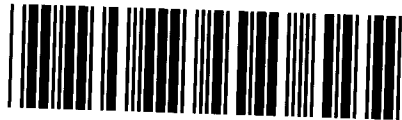


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DOCKET NO. 43360

APPLICATION OF THE CITY OF
PLEASANTON FOR CERTIFICATES
OF CONVENIENCE AND NECESSITY
IN ATASCOSA COUNTY (37978-C &
37991-C)

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PUBLIC UTILITY COMMISSION
OF TEXAS

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**ORDER NO. 9
REQUIRING UPDATED MAPPING INFORMATION FOR
OPT-OUT REQUESTS AND PROOF OF NOTICE**

I. Application

On July 9, 2014, the City of Pleasanton (Pleasanton or Applicant) filed an application to obtain water and sewer certificates of convenience (CCN) in Atascosa County, Texas. On April 24, 2015, Order No. 8 was issued finding the application and notice to be sufficient and administratively complete. Also, Order No. 8 directed the City to provide notice and established a timeline for filing affidavits of notice, requests to intervene, and a deadline for Commission Staff to file an updated procedural schedule.

II. Opt-out Requests

On July 29, 2015, Commission Staff filed a response to Order No. 8. Commission Staff reported that five opt-out requests have been filed with the Commission, along with two comments that requested notification of a public hearing if one is held. To date, the following opt-requests have been received:

- Kenneth David Minnich
- Wayne Robert Beyer
- Mary Jo Crandall and Nanette Middleton
- Darlene Daughtry
- James R. Wheeler (Wheeler Heritage LTD)

Pursuant to 16 Tex. Admin. Code § 24.102(h) (TAC), the Applicant must update the application to reflect the opt-out requests. Staff noted the Applicant must submit revised maps and digital data that remove the entire property from their CCN request for each landowner's opt-out request as specifically described in Commission Staff's July 29, 2015 filing and the attached memorandum of Elisabeth English of the Commission's Water Utility Regulation Division.

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In addition, Commission Staff is unable to establish the end of the 30 day comment period because Applicant has failed to file proof of notice. On or before **August 28, 2015** Applicant shall provide proof of notice as required in Order No. 8 and file revised maps.


III. Procedural Schedule

The following procedural scheduled as proposed by Commission Staff is adopted:

Deadline for Applicant to file with the Commission a copy of the notice sent to affected parties with signed affidavit(s) evidencing proof of notice and publication	August 28, 2015
Deadline for Applicant to file revised maps and opt-out information	August 28, 2015
Deadline for Commission Staff to propose an additional procedural schedule, request a hearing, or file a final recommendation	September 25, 2015

SIGNED AT AUSTIN, TEXAS the 3rd day of August 2015.

PUBLIC UTILITY COMMISSION OF TEXAS


for SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE