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**APPLICATION OF WILDERNESS §
SOUND AND HDU SERVICES, LLC §
FOR SALE, TRANSFER, OR MERGER §
OF FACILITIES AND CERTIFICATE §
OF CONVENIENCE AND NECESSITY §
IN BURLESON COUNTY (37990-S) §**

**PUBLIC UTILITY COMMISSION
OF TEXAS**
PUBLIC UTILITY COMMISSION
FILING CLERK

**ORDER NO. 4
FINDING APPLICATION INCOMPLETE AND DEFICIENT,
ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE**

I. Application

On July 20, 2014, Wilderness Sound and HDU Services, LLC (HDU Services) (collectively, Applicants) filed with the Texas Commission on Environmental Quality (TCEQ) an application for sale, transfer or merger of the facilities and service area of Wilderness Sound, Certificate of Convenience and Necessity (CCN) No. 11699 and to obtain a CCN in Burleson County. The application was received by the Public Utility Commission of Texas (Commission) on September 26, 2014.

II. Staff Recommendation on Administrative Completeness of the Application

On January 9, 2015, Commission Staff filed a supplemental recommendation on administrative completeness. Commission Staff has determined that the application is not administratively complete because it contains material deficiencies, as specifically described in Commission Staff's January 9, 2015 filing. Pursuant to P.U.C. SUBST. R. 24.8(a), applications are not considered filed until a determination of administrative completeness is made, thus at this time the application is not considered filed with the Commission.

III. Proposed Procedural Schedule

Commission Staff recommended that the application package be rejected pursuant to P.U.C. SUBST. R. 24.8(a) until the deficiencies are cured. Commission Staff proposes Applicants be given until February 20, 2015 to address the deficiencies identified by Commission Staff. Commission Staff requests it have until March 11, 2015 to file additional comments regarding

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

IV. Finding Application Incomplete and Deficient, Providing Opportunity to Cure

Consistent with Commission Staff's recommendation, Wilderness Sound and HDU Services, LLC's application is found administratively incomplete and deficient. On or before **February 20, 2015**, Wilderness Sound and HDU Services, LLC shall amend the application to cure the deficiencies noted by Staff. Processing of the application cannot proceed until the requested items are received and reviewed.

Commission Staff shall file a supplemental recommendation regarding administrative completeness of the amended application and notice along with a proposed procedural schedule on or before **March 11, 2015**.

SIGNED AT AUSTIN, TEXAS the 15th day of January 2015.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON

ADMINISTRATIVE LAW JUDGE