



Control Number: 43422



Item Number: 7

Addendum StartPage: 0

**PUC DOCKET NO. 43422**

**APPLICATION OF QUADVEST, L.P. TO §  
AMEND A CERTIFICATE OF §  
CONVENIENCE AND NECESSITY IN §  
HARRIS COUNTY (37992-C) §**

**PUBLIC UTILITY COMMISSION  
OF TEXAS**

**RECEIVED  
FEB -2 AM 10:36  
PUBLIC UTILITY COMMISSION  
FILING CLERK**

**COMMISSION STAFF'S RESPONSE TO ORDER NO. 3 AND MOTION TO DISMISS**

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest, and files this Response to Order No. 3 and Motion to Dismiss, and would show the following:

**I. BACKGROUND**

On January 31, 2014, the Texas Commission on Environmental Quality (TCEQ) received an application from Quadvest, L.P. (Quadvest) to amend its water certificate of convenience in Harris County, Texas. On September 1, 2014, the processing of the application was transferred to the Commission. On January 15, 2015, the administrative law judge issued Order No. 3, finding the application administratively incomplete and deficient and requiring that on or before January 20, 2015, Quadvest shall amend its application to cure the deficiencies. Order No. 3 also requires that Staff shall file a supplemental recommendation regarding administrative completeness of the amended application and notice along with a proposed procedural schedule within ten working days of receipt of the amended application.

**II. RECOMMENDATION AND MOTION TO DISMISS**

Quadvest did not make the required filing to cure the deficiencies in its application by January 20, 2015 as required by Order No. 3. Staff moves that the application be dismissed without prejudice pursuant to P.U.C. Proc. R. 22.181(a)(1) for the failure of Quadvest to prosecute its application.

7

**DATED: February 2, 2015**

Respectfully Submitted,

Margaret Uhlig Pemberton  
Division Director - Legal Division

Karen S. Hubbard  
Managing Attorney - Legal Division

  
\_\_\_\_\_  
Jason Haas

Legal Division

State Bar No. 24032386

(512) 936-7295

(512) 936-7268 (facsimile)

Public Utility Commission of Texas

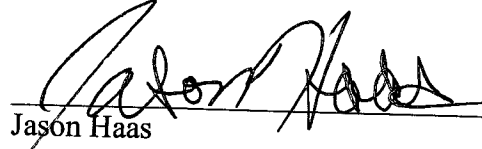
1701 N. Congress Avenue

P.O. Box 13326

Austin, Texas 78711-3326

**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on February 2, 2015, in accordance with P.U.C. Procedural Rule 22.74.

  
\_\_\_\_\_  
Jason Haas