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DOCKET NO. 43452

APPLICATION OF THE TOWN OF §
LITTLE ELM TO AMEND ITS §
CERTIFICATE OF CONVENIENCE §
AND NECESSITY AND TO §
DECERTIFY PORTIONS OF §
CERTIFICATES HELD BY MUSTANG §
SPECIAL UTILITY DISTRICT AND §
TERRA SOUTHWEST INC. IN §
DENTON COUNTY (37896-C, 37897-C) §

2015 JUN 29 12:52
PUBLIC UTILITY COMMISSION
OF TEXAS
Clerk

SECOND JOINT REQUEST FOR AN ABATEMENT

Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) and the Town of Little Elm file this Second Joint Request for an Abatement. In support of their Second Joint Request for an Abatement, Staff and the Town of Little Elm state the following:

I. Background

On April 24, 2014, the Town of Little Elm filed an application with the Texas Commission of Environmental Quality (TCEQ). Among the requests in the Town of Little Elm's application is an amendment to its sewer certificate of convenience and necessity (CCN No. 20931). The Town of Little Elm sought to add additional service area in Denton County, Texas. The Town of Lakewood Village is also seeking to add the same service area in Denton County, Texas.¹ Since the filing of their respective applications, the Town of Little Elm and the Town of Lakewood Village have engaged in discussions to negotiate city boundaries.

On June 3, 2015, the Administrative Law Judge entered Order No. 9, which abated this proceeding in order to permit the Town of Little Elm and the Town of Lakewood Village to continue their discussions. Order No. 9 established June 29, 2015 as the deadline for parties to either file a request to unabated this proceeding or file a status report.

II. Second Request for Abatement

Staff has conferred with representatives for the Town of Little Elm and representatives

¹ See *Application of Town of Lakewood Village to Amend its Sewer Certificate of Convenience and Necessity and to Decertify a Portion of the Town of Little Elm's Certificate in Denton County*, Docket No. 43145 (pending).

for the Town of Lakewood Village regarding the status of their discussions. Staff has been told that the Town of Little Elm and the Town of Lakewood Village have reached an agreement in principle regarding the negotiation of city boundaries, but additional time will be needed to finalize this agreement. Given that there is an agreement in principle, it is Staff's position that good cause exists to abate this proceeding for an additional thirty (30) days so that the Town of Little Elm and the Town of Lakewood Village will have time to finalize their agreement. Thus, Staff and the Town of Little Elm request that the Commission further abate this proceeding until July 29, 2015. Staff and the Town of Little Elm propose that on or by July 29, 2015, the parties will either file a request to un-abate this proceeding or a status report.

III. Conclusion

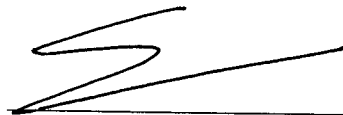
Staff and the Town of Little Elm request that the Commission further abate this proceeding until July 29, 2015.

Date: June 29, 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 June 29, 2015, in accordance with 16 Tex. Admin. § 22.74.



Sam Chang