



Control Number: 43452



Item Number: 25

Addendum StartPage: 0

**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)**

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**PUBLIC UTILITY COMMISSION  
OF TEXAS**  
2015 JUL 29  
FILED CLERK

**THIRD 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.<sup>1</sup> 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 30, 2015, the Administrative Law Judge entered Order No. 10, 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. 10 established July 29, 2015 as the deadline for parties to either file a request to unabated this proceeding or file a status report.

**II. Third Request for Abatement**

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

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<sup>1</sup> 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).

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 further abate this proceeding to allow the Town of Little Elm and the Town of Lakewood Village to finalize their agreement. Thus, Staff and the Town of Little Elm request that the Commission further abate this proceeding until September 1, 2015. Staff and the Town of Little Elm propose that on or by September 1, 2015, the parties will either file a request to un-abate this proceeding or a status report.

### **III. Conclusion**

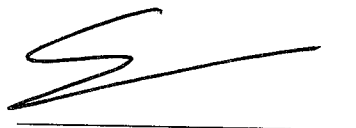
Staff and the Town of Little Elm request that the Commission further abate this proceeding until September 1, 2015.

Date: July 29, 2015

Respectfully Submitted,

Margaret Uhlig Pemberton  
Division Director  
Legal Division

Shelah J. Cisneros  
Managing Attorney  
Legal Division



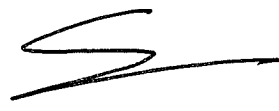
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**DOCKET NO. 43542**

**CERTIFICATE OF SERVICE**

I certify that a copy of this document will be served on all parties of record on July 29, 2015, in accordance with 16 TAC § 22.74.

  
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Sam Chang