

Control Number: 43452



Item Number: 57

Addendum StartPage: 0

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) §

PUBLIC UTILITY §
 COMMISSION OF TEXAS §
 UTILITY COMMISSION
 FILING CLERK

2016 SEP 14 PM 1:43

COMMISSION STAFF'S SUPPLEMENTAL RECOMMENDATION

Commission Staff (Staff) of the Public Utility Commission of Texas (Commission) files its Supplemental Recommendation. In support of its Supplemental Recommendation, Staff states the following:

I. Background

The Town of Little Elm requests an amendment to its sewer certificate of convenience and necessity (sewer CCN No. 20931) for an additional service area in Denton County, Texas. The Town of Little Elm sought to add additional service area in Denton County, Texas.

On July 20, 2016, the Administrative Law Judge issued Order No. 20, which deemed the Town of Little Elm's application administratively complete. Additionally, Order No. 20 required the Town of Little Elm to provide notice of its application to certain entities and individuals and to publish notice of its application in a newspaper of general circulation in Denton County, Texas.

On August 18, 2016, the Town of Little Elm filed affidavits regarding the provision and publication of notice of its application. The Town of Little Elm provided notice of its application to certain entities and individuals on July 25, 2016. Additionally, the Town of Little Elm published notice of its application on July 28 and August 4, 2016 in the *Denton Record Chronicle*, a newspaper of general circulation in Denton County, Texas. One entity that should have received notice of the Town of Little Elm's application but did not receive such notice was the Denton County Municipal Utility District No. 8.

On August 31, 2016, the Administrative Law Judge issued Order No. 22, which required the Town of Little Elm to provide proof that the Denton County Municipal District No. 8 received notice of the application.

On September 6, 2016, the Town of Little Elm filed an affidavit regarding the provision of notice to the Denton County Municipal District No. 8. Notice of the application was provided on August 31, 2016.

II. Supplemental Recommendation

Staff has reviewed the Town of Little Elm's additional affidavit, and Staff recommends that the notice provided by the Town of Little Elm be deemed sufficient.

Additionally, to assist in the processing of the Town of Little Elm's application, Staff requests that the Commission adopt the following procedural schedule:

Event	Deadline
Deadline to intervene and deadline for intervenors to request a hearing	October 14, 2016
Deadline for Staff to provide final maps, certificates, and tariffs (if applicable) to the Town of Little Elm for review	December 16, 2016
Deadline for the Town of Little Elm to file signed consent forms with the Commission	January 6, 2017
If no hearing is requested, deadline for Staff to file a final recommendation on the Town of Little Elm's application	January 13, 2017
If no hearing is requested, deadline for parties to file a joint proposed order, including findings of fact and conclusions of law	January 20, 2017

III. Conclusion

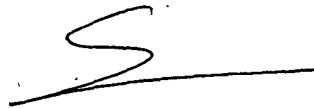
Staff recommends that the notice provided by the Town of Little Elm be deemed sufficient. Additionally, Staff requests that the Commission adopt the proposed procedural schedule.

Date: September 14, 2016

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director
Legal Division

Stephen Mack
Managing Attorney
Legal Division

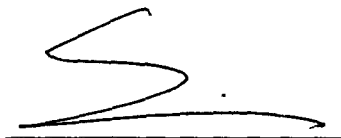


Sam Chang
State Bar No. 24078333
Public Utility Commission of Texas
1701 N. Congress Avenue
Austin, Texas 78711-3326
(512) 936-7290
(512) 936-7268 (facsimile)

DOCKET NO. 43452

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on September 14, 2016, in accordance with 16 TAC § 22.74.



Sam Chang