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DOCKET NO. 43817

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APPLICATION OF CRYSTAL §
SPRINGS WATER COMPANY, INC. §
FOR AN AMENDMENT TO SEWER §
CERTIFICATE OF CONVENIENCE §
AND NECESSITY IN MONTGOMERY §
COUNTY §

PUBLIC UTILITY COMMISSION
PUBLIC UTILITY COMMISSION
OF TEXAS
FILING CLERK

**ORDER NO. 4
DEEMING APPLICATION ADMINISTRATIVELY COMPLETE
AND ABATING DOCKET**

I. Application

On November 19, 2014, Crystal Springs Water Company, Inc. (Crystal Springs or Applicant) filed with the Public Utility Commission of Texas (Commission) an application to amend its sewer certificate of convenience (CCN) No. 20782 in Montgomery County, Texas. On January 12, 2015, Order No. 3 was issued finding the application administratively incomplete and deficient, and establishing a deadline and opportunity to cure. On February 4, 2015, Crystal Springs amended its application.

II. Commission Staff Recommendation on Administrative Completeness

On March 11, 2015, Commission Staff filed additional comments on the sufficiency of the application as amended. Commission Staff finds that Crystal Spring's application as amended is sufficient for further review. Consistent with Commission Staff's recommendation, Crystal Spring's petition is deemed administratively complete.

III. Commission Staff Recommendation on Notice

On February 4, 2015, Crystal Springs filed affidavits of notice. Crystal Springs provided notice to neighboring systems, landowners, and cities on January 15, 2015, and published notice in the *Conroe Courier* on January 17 and 24, 2015. Pursuant to P.U.C. SUBST. R. 24.106(a)(3) the intervention and/or comment period is within 30 days of mailing or publication of notice whichever occurs later. Thus the deadline for interventions, filing of comments, or for Intervenors to request a hearing in this proceeding was February 24, 2015.

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Commission Staff has reviewed Crystal Springs' notice with regard to applicable statutes and rules, and recommends that the notice provided by Crystal Springs is sufficient. Consistent with Commission Staff's recommendation, Crystal Springs' notice is deemed sufficient.

IV. Abating Docket

Although the application is deemed administratively complete, Commission Staff notes that additional information is necessary in order to fully process this application. Specifically, Applicant must also show they have submitted a Summary Transmittal Letter to the Texas Commission on Environment Quality (TCEQ) for review and approval. Applicant has indicated that the Summary Transmittal Letter has not yet been provided to TCEQ and that the wastewater treatment plant is still in the design phase. Commission Staff recommends the application be abated until the Applicant can demonstrate that the Summary Transmittal Letter or plans and specs for the referenced wastewater treatment plant have been approved by TCEQ.

Therefore, consistent with Commission Staff's recommendation this proceeding is ABATED. In order to facilitate processing of this proceeding, the Administrative Law Judge believes a 90-day abatement period is appropriate. The following procedural schedule is adopted:

Event	Date
Applicant filed file proof of notice	February 4, 2015
Deadline for Interventions, filing of comments, or for Intervenors to request a hearing	February 24, 2015 Within 30 days of mailing or publication of notice whichever occurs later
END OF 90-DAY ABATEMENT PERIOD	June 12, 2015
Update by Applicant of progress in obtaining proper documentation to demonstrate that the Summary Transmittal Letter or plans and specs for the referenced wastewater treatment plant have been approved by the TCEQ	Every month starting April 3, 2015 (and continuing on the 3 rd of every month until the docket is unabated)

SIGNED AT AUSTIN, TEXAS the 13th day of March 2015.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON
ADMINISTRATIVE LAW JUDGE

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