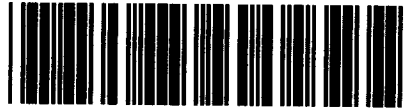




Control Number: 44001



Item Number: 27

Addendum StartPage: 0

House Bill (HB) 1600 and Senate Bill (SB) 567 83rd
Legislature, Regular Session, transferred the functions
relating to the economic regulation of water and sewer
utilities from the TCEQ to the PUC effective
September 1, 2014

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
Mark R. Vickery, P.G., *Executive Director*

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2014 DEC 22 AM 7:37

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

PUBLIC UTILITY COMMISSION
FILING CLERK

Protecting Texas by Reducing and Preventing Pollution

June 24, 2011

CERTIFIED MAIL

Mr. Les Romo, Attorney
Law Office of Les Romo
307 Shannon Lane
Georgetown, Texas 78628

Re: Application from MBC Water Systems, Inc., A1945, to Purchase Facilities and to Transfer Certificate of Convenience and Necessity (CCN) No. 10350 from Mitchell Martin dba Community Utility Company, in Harris and Montgomery Counties; Application No. 36894-S

CN: pending; RN: pending (MBC Water Systems, Inc.)
CN: 603180696; RN: 101458933 (Mitchell Martin dba Community Utility Company)

Dear Mr. Romo:

The above referenced application was received on December 6, 2010. A notice of deficiency letter was issued on May 13, 2011, requesting additional information that was needed to continue processing your application. To date, the requested information has not been received. Therefore, the Commission is returning your application for failure to prosecute.

This letter is to notify you that the application has been administratively closed. We are returning your copies of the application. The original application will be retained in the Commission's Record Services official files under CCN No. 10350 for reference purposes only.

If you have any questions, please contact Ms. Heidi Graham at 512/239-0844 or by email at heidi.graham@tceq.texas.gov. If contacting TCEQ by correspondence, include Mail Code 153 in the letterhead address.

Sincerely,



Tammy Benter, Manager
Utilities & Districts Section
Water Supply Division

TB/HG/ln

Enclosures

TCEQ Interoffice Memorandum

To: Kent Steelman
Melissa Morton
Business Support Section

From: Heidi Graham
Utilities Technical Review Team

Thru: Lisa Fuentes, Team Leader
Utilities Financial Review Team

Vera Poe, P.E., Team Leader
Utilities Technical Review Team

Date: June 24, 2011

Subject: Return of Applications
Name of Utility: **MBC Water Systems, Inc.**
Application Numbers: **36894-S**
Application Received: **December 6, 2010**

RECEIVED

JUN 27 2011

TCEQ
CENTRAL FILE ROOM

Reason Application Returned: NOD was sent and the requested information to continue processing the application was not received.

To complete the closure of this application, please:

- Update the database to reflect the closure of this application as of the date of this memo.
- Forward the attached letter and enclosures to the applicant.

Status: **D**

CC1110350/CO

Kathleen Hartnett White, *Chairman*
Larry R. Soward, *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

August 30, 2006

CERTIFIED MAIL #7002 2030 0003 4747 6683
RETURN RECEIPT REQUESTED

Mr. Michael Martin, Co-Owner
Community Utility Company
P.O. Box 58
Spring, Texas 77383-0058

Re: Notice of Violation for the Comprehensive Compliance Investigation at:
Heathergate Public Utility Co, 20703 ½ Berry Thicket, Harris County, Texas
TCEQ ID No: 1011302

Dear Mr. Martin:

On August 15, 2006, Ms. Melody Kirksey of the Texas Commission on Environmental Quality (TCEQ), Houston Region Office, conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for public water supply systems. Enclosed is a summary which lists the investigation findings. During the investigation, certain outstanding alleged violations were identified for which compliance documentation is required. A due date for submitting compliance documentation for the outstanding alleged violations will be determined by the TCEQ Enforcement Division. Please take the necessary steps to start correcting the alleged violations.

The Texas Commission on Environmental Quality appreciates your assistance in this matter. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. We anticipate that you will resolve the alleged violations as required in order to protect the State's environment. If you have additional information that we are unaware of, you have the opportunity to contest the violation documented in this notice. Should you choose to do so, you must notify the Houston Region Office within 10 days from the date of this letter. At that time, Mr. David W. Livings, PWS Work Leader, will schedule a violation review meeting to be conducted within 21 days from the date of this letter. However, please be advised that if you decide to participate in the violation review process, the TCEQ may still require you to adhere to the compliance schedule included in the attached Summary of Investigation Findings until an official decision is made regarding the status of any or all of the contested violations.

REPLY TO: REGION 12 • 5425 POLK ST., STE. H • HOUSTON, TEXAS 77023-1452 • 713/767-3500 • FAX 713/767-3520

P.O. Box 13087 • Austin, Texas 78711-3087 • 512/239-1000 • Internet address: www.tceq.state.tx.us