



Control Number: 44333



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**DOCKET NO. 44333**

**APPLICATION OF THE CITY OF §  
DEKALB TO AMEND A §  
CERTIFICATE OF CONVENIENCE §  
AND NECESSITY IN BOWIE COUNTY §**

**PUBLIC UTILITY COMMISSION**

**OF TEXAS**

25 PM 1:26  
FILING CLERK

**ORDER NO. 5  
REQUIRING REISSUANCE OF NOTICE  
AND ESTABLISHING PROCEDURAL SCHEDULE**

On April 22, 2015, this application was deemed administratively complete, and the City of DeKalb (DeKalb or the City) was ordered to provide notice consistent with Public Utility Commission of Texas (Commission) Staff's April 16, 2015 filing; including proof of notice, using the forms and according to the instructions provided in that filing. On July 20, 2015, Commission Staff recommended that DeKalb's notice was not sufficient as provided and on July 21, 2015, Order No. 4 was issued requiring the City to reissue notice of the application.

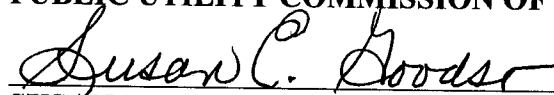
On September 22, 2015, Commission Staff recommended that DeKalb's provision of notice remains deficient for the reasons described in the pleading and attached memorandum of the Leila Guerrero of the Commission's Water Utility Regulation Division. Commission Staff recommends that DeKalb be required to again reissue notice. Commission Staff stated that some of the notice deficiencies identified in its prior pleadings have been cured, but DeKalb did not send notice to Sulphur River Basin Authority, Red River Authority of Texas, or Bowie County as instructed.

Consistent with Commission Staff's recommendation, DeKalb shall reissue notice of this application consistent with Commission Staff's September 22, 2015 pleading and attached memorandum. Additionally, the procedural schedule proposed by Commission Staff shall apply:

Deadline for DeKalb to resubmit affidavits of notice and the actual notice issued	October 15, 2015
Deadline to intervene, file comments, or request a hearing	30 days after notice is issued
Deadline for Staff to file a recommendation, request for hearing, and/or an additional procedural schedule	November 17, 2015

SIGNED AT AUSTIN, TEXAS the 25<sup>th</sup> day of September 2015.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON

ADMINISTRATIVE LAW JUDGE