



Control Number: 44333



Item Number: 41

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RECEIVED

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

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PUBLIC UTILITY COMMISSION
OF TEXAS
2016 AUG 4 PM 1:59
PUBLIC UTILITY COMMISSION
FILING CLERK

COMMISSION STAFF'S RECOMMENDATION

COMES NOW the Staff of the Public Utility Commission of Texas (Staff), representing the public interest and files this Recommendation. In support thereof, Staff would show the following:

I. BACKGROUND

On January 16, 2015, City of DeKalb (DeKalb) filed with the Commission an application (Application) to amend its water certificate of convenience (CCN) in Bowie County, Texas pursuant to Tex. Water Code §§ 13.242-50 (TWC) and Title 16 Tex. Admin. Code (TAC) §§ 24.101-07 (TAC). DeKalb seeks to amend its CCN to extend its service area as a result of the need for water service in the proposed area.

Staff discovered that the Applicant may be in violation of the rules of the Texas Commission on Environmental Quality (TCEQ). In an attempt to resolve any problems, Staff issued requests for information (RFIs) on June 23, 2016. The Applicant filed responses to those requests on July 14, 2016.

In Order No. 13, the Administrative Law Judge (ALJ) allowed Staff until August 1, 2016 to make a supplemental recommendation

II. RECOMMENDATION

In the Applicant's RFI responses, The Applicant stated that it was requesting an Alternative Capacity Request from TCEQ and further stated it had requested an extension of time from the Commission. Staff recommends that the Applicant be allowed until August 15, 2016 to file a status update on its request from TCEQ and propose a reasonable timeline to have the TCEQ request completed. Staff requests that it be allowed until September 1, 2016 to make a supplemental recommendation.

III. CONCLUSION

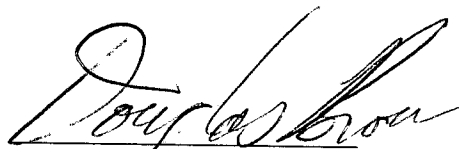
Staff respectfully requests the entry of an order consistent with the above recommendation and request.

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF TEXAS
LEGAL DIVISION**

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DOCKET NO. 44333

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on August 1, 2016 in accordance with 16 TAC § 22.74.


Douglas M. Brown