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DOCKET NO. 44333

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

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OF

PUBLIC UTILITY COMMISSION
FILING CLERK

TEXAS

COMMISSION STAFF'S RECOMMENDATION ON SUFFICIENCY

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest and files this Commission Staff's Recommendation on Sufficiency, and would show the following:

I. BACKGROUND

On January 16, 2015, City of DeKalb (DeKalb or Applicant) filed with the Commission an application (Application) to amend its water certificate of convenience (CCN) in Bowie County, Texas pursuant to TEX. WATER CODE ANN. §§ 13.242 thru 13.250 and P.U.C. SUBST. Rs. 24.101 thru 24.107. DeKalb seeks to amend its CCNs to extend its service area as a result of the need for water service in the proposed area. In Order No. 1, the Administrative Law Judge (ALJ) allowed Staff until February 17, 2015 to make a recommendation on sufficiency. Therefore, this pleading is timely filed.

III. RECOMMENDATION ON SUFFICIENCY

As detailed in the attached memorandum of Leila Guerrero (Attachment A) of the Water Utilities Division, Staff recommends that the Application be deemed insufficient due to mapping deficiencies, but recommends that the Applicant be given additional time to cure the Application's noted deficiencies. Attachment A lists what Applicant could do to remedy the mapping deficiencies. Therefore, Staff recommends that Applicant be given until March 18, 2015 to cure the deficiencies, or Staff may request dismissal. Staff proposes that it file a status update or recommendation on this matter by April 17, 2015.

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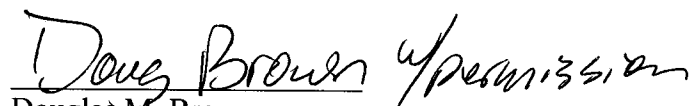
IV. CONCLUSION


Staff respectfully requests the entry of an order consistent with the above recommendations.

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division

Stephen Mack
Managing Attorney
Legal Division


Douglas M. Brown
Attorney-Legal Division
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Public Utility Commission of Texas
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P.O. Box 13326
Austin, Texas 78711-3326



DOCKET NO. 44333
CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on February 17, 2015 in accordance with P.U.C. Procedural Rule 22.74.

Doug Brown / *Commissioner*
Douglas M. Brown
Steph Mays

PUC Interoffice Memorandum

To: Douglas Brown, Attorney
Legal Division

Thru: Tammy Benter, Director
Water Utilities Division

From: Leila Guerrero, Regulatory Accountant/Auditor
Water Utilities Division

Date: February 13, 2015

Subject: **Docket No. 44333**, Application of City of DeKalb to amend a water Certificate of Convenience and Necessity in Bowie County, Texas

On January 16, 2015, the City of DeKalb (Applicant) filed with the Public Utility Commission of Texas (Commission) an application to amend its water Certificate of Convenience and Necessity (CCN) No. 10524 and to obtain dual certification with a portion of Central Bowie County WSC, CCN No. 10525, in Bowie County, Texas.

Based on a review of the information in the application, Staff recommends the application be deemed insufficient for filing due to a mapping deficiency. In order to cure the deficiency, Staff recommends the Applicant provide the following information:

1. Submit a general location map of the proposed water service area being requested with this application. This map is typically letter sized and is used for the notice map.
 - The proposed map must delineate the proposed water service area with enough detail to accurately locate the proposed service area within the county.
 - Map must clearly label the proposed water service area and label surrounding streets, roads and/or highways.
 - Map should only display the new water service areas the Applicant wants added to their existing certificated service areas.
2. Submit a revised version of Applicant's map labeled "Attachment 5 Water Distribution System Map" with the same proposed water service area as shown on Attachment 3. All maps should delineate the same proposed CCN area.

Applicant should not publish notice nor provide notice until their maps have been reviewed and approved by CCN mapping Staff of the PUC. Applicant may contact mapping staff for mapping and notice related guidance.