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OF TEXAS

PUBLIC UTILITY COMMISSION
FILING CLERK

APPLICATION OF THE CITY OF §
AUSTIN TO CANCEL WATER AND §
SEWER CERTIFICATES OF §
CONVENIENCE AND NECESSITY §
HELD BY LOST CREEK MUNICIPAL §
UTILITY DISTRICT IN TRAVIS §
COUNTY §

PUBLIC UTILITY COMMISSION

ORDER NO. 8

REQUIRING RESPONSE FROM THE CITY OF AUSTIN

On September 25, 2015, Order No. 6 was issued in this proceeding, requiring the City of Austin (COA) to provide notice of this application consistent with Public Utility Commission of Texas (Commission) Staff's September 18, 2015 pleading and attached memorandum. COA was ordered to file an affidavit of notice to affected customers, a copy of the notice actually issued, and the accompanying map by October 15, 2015. COA did not respond to Order No. 6. On November 24, 2015, Order No. 7 was issued extending COA's deadline to provide proof of the issuance of notice to December 15, 2015. COA was also advised that failure to provide notice as required and to file the required proof of notice could result in dismissal of this application. COA did not respond to Order No. 7.

On January 26, 2016, Commission Staff filed a recommendation that COA's application be dismissed for failure to prosecute if COA does not cure the notice deficiencies or file a statement of its intention to continue to prosecute the application by February 9, 2016.

Consistent with Staff's recommendation, on or before **February 9, 2016**, COA shall file a statement indicating that it intends to continue to prosecute this application, or this application will be dismissed. If COA responds that it intends to continue to prosecute this application, on or before **February 19, 2016**, Commission Staff shall propose additional procedural schedule for continued processing of this application.

SIGNED AT AUSTIN, TEXAS on the 3rd day of February 2016.

PUBLIC UTILITY COMMISSION OF TEXAS



SUSAN E. GOODSON

ADMINISTRATIVE LAW JUDGE