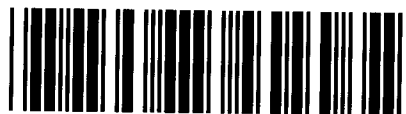




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Item Number: 5

Addendum StartPage: 0

DOCKET NO. 44490

**APPLICATION OF FOUNDERS
RESERVE COMMUNITY
ASSOCIATION, INC. FOR WATER
AND SEWER CERTIFICATES OF
CONVENIENCE AND NECESSITY IN
MONTGOMERY COUNTY**

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PUBLIC UTILITY COMMISSION

2015 MAR 30 9:12 AM
PUBLIC UTILITY COMMISSION
FILING CLERK

TEXAS

COMMISSION STAFF'S RESPONSE TO ORDER NO. 1

COMES NOW the Staff (Staff) of the Public Utility Commission of Texas (Commission), representing the public interest and files this Response to Order No. 1, and would show the following:

I. BACKGROUND

On February 26, 2015, Founders Reserve Community Association, Inc. (Founders or Applicant) filed with the Public Utility Commission of Texas (Commission) an application (Application) to obtain new water and sewer certificates of convenience and necessity in Montgomery County, Texas.

Order No. 1 allowed Staff until March 30, 2015 to file comments on the sufficiency of the Application and notice and to propose a procedural schedule. Therefore, this pleading is timely filed.

II. RECOMMENDATION

Staff finds that the Application is deficient, and recommends that the Applicant be given time to cure these deficiencies. The attached memorandum (Attachment A) of Leila Guerro of the Water Utilities Division notes that the Applicant has not satisfied the mapping requirements of P.U.C. SUBST. R. 24.105(a)(2). Attachment A also details additional information that the Applicant could include in a supplemental filing that may improve the Application. Therefore, Staff recommends the Applicant be given until April 24, 2015 to cure the noted deficiencies, or Staff may request dismissal. Staff proposes that it file a status update or recommendation and procedural schedule on this matter by May 25, 2015.

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III. CONCLUSION

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

Respectfully Submitted,

Margaret Uhlig Pemberton
Division Director
Legal Division

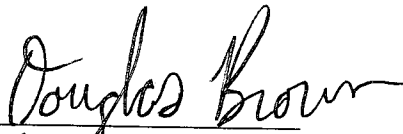
Stephen Mack
Managing Attorney
Legal Division



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Public Utility Commission of Texas
1701 N. Congress Avenue
P.O. Box 13326
Austin, Texas 78711-3326

DOCKET NO. 44490
CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on March 30, 2015 in accordance with P.U.C. Procedural Rule 22.74.



Douglas M. Brown

ATTACHMENT A

PUC Interoffice Memorandum

To: Douglas Brown, Attorney
Legal Division

Thru: Tammy Benter, Director
Water Utilities Division

From: Leila Guerrero, Regulatory Accountant/Auditor
Tracy Harbour, GIS Specialist
Water Utilities Division
James Kelsaw, Senior Utility Rate Analyst
Competitive Markets Division

Date: March 26, 2015

Subject: **Docket No. 44490**, Application of Founders Reserve Community Association, Inc., to obtain a water and a sewer Certificate of Convenience and Necessity in Montgomery County, Texas

On March 3, 2015, Founders Reserve Community Association, Inc., (Applicant) filed with the Public Utility Commission of Texas (Commission) an application to obtain a water and a sewer Certificates of Convenience and Necessity (CCN) in Montgomery County, Texas.

Based on a review of the information in the application, the Applicant has not satisfied the mapping requirements as listed on page 5 of the CCN amendment application and as required in the P.U.C. SUBST. R. 24.105(a)(2). 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. A small scale (general location) map only showing the location of the proposed water and sewer service areas in proximity to major street and highway intersections within Montgomery County.
2. A large scale (detailed) map clearly delineating the proposed water and sewer service areas with enough detail to accurately locate the service areas in close proximity to surrounding roads, streets, and highways.
3. A map showing requests for water and/or sewer services within the proposed water and sewer service areas.

Applicant may contact PUC mapping staff for mapping related guidance.