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APPLICATION MSEC ENTERPRISES,
INC. TO AMEND A CERTIFICATE OF
CONVENIENCE AND NECESSITY IN
MONTGOMERY COUNTY

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PUBLIC UTILITY COMMISSION
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APPLICANT'S REQUEST FOR ABATEMENT

COMES NOW Applicant MSEC Enterprises, Inc., by and through its attorney of record, John M. Fultz, and files this Request for Abatement, and would show the following:

I. BACKGROUND

On May 18, 2015, Applicant filed an application to amend sewer certificate of convenience and necessity (CCN) No. 20984 in Montgomery County, Texas (the Application).

The Administrative Law Judge (ALJ) issued Order No. 1 on May 21, 2015, setting deadlines and requesting comments as to administrative completeness.

The ALJ issued Order No. 2 on June 19, 2015, finding the Application administratively incomplete and setting deadlines for responses.

The ALJ issued Order No. 3 on August 19, 2015, finding the Application administratively complete, ordering notice be sent as recommended by Commission Staff, and setting a Procedural Schedule.

Order No. 3 set October 19, 2015, as the date for Commission Staff to make further recommendations.

II. Request to Abate Application Pending TCEQ Processing

Applicant anticipated that action required of the Texas Commission on Environmental Quality (TCEQ) on Applicant's Application for Wastewater Discharge Permit and Applicant's engineering plans and specifications would have been received by Applicant by this date;

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however, Applicant has not received final approval of the Wastewater Discharge Permit or the engineering plans and specifications. Applicant requests that the processing of the Application be abated pending action by TCEQ on Applicant's permit and plans and specifications.

Dated: October 15, 2015.

Respectfully submitted,

Fultz & Fultz, PLLC

By: //s// _____
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Attorney for Applicant

CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on October 15, 2015, in accordance with P.U.C. Procedural Rule 22.74.

//s// _____
John M. Fultz