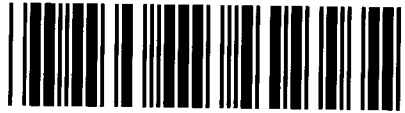


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DOCKET NO. 44758

**PETITION OF MARTIN LAND
DEVELOPMENT, LTD. TO AMEND
THE TOWN OF CUT AND SHOOT'S
CERTIFICATE OF CONVENIENCE
AND NECESSITY BY EXPEDITED
RELEASE IN MONTGOMERY
COUNTY**

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PUBLIC UTILITY COMMISSION

OF TEXAS

FILING CLERK

2015 JUN -8 PM 3:04

PUBLIC UTILITY COMMISSION

ORDER NO. 2

**FINDING APPLICATION INCOMPLETE AND DEFICIENT,
ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE**

On May 22, 2015, Martin Land Development, Ltd. (Martin) filed with the Public Utility Commission of Texas (Commission) an application for expedited release from the Town of Cut and Shoot's water certificate of convenience and necessity (CCN) No. 11615 pursuant to Tex. Water Code § 13.254(a-5) and 16 Tex. Admin. Code § 24.113(r) (TAC).

**I. Staff Recommendation on Administrative Completeness of the
Petition and Notice**

On June 4, 2015, Public Utility Commission of Texas (Commission) Staff filed comments on the administrative completeness of this petition. Commission Staff determined that the petition is administratively incomplete because it contains material deficiencies as specifically described in Commission Staff's June 4, 2015 filing and the attached memorandum of Sean Scaff and Suzanne Bert of the Commission's Water Utility Regulation Division. For these reasons, Commission Staff recommended that the petition be found administratively incomplete. Commission Staff recommended that Applicant supply the information needed to cure the deficiencies in its petition.

Pursuant to 16 TAC § 24.8(a), applications are not considered filed until a determination of administrative completeness is made; thus, at this time, the application is not considered filed with the Commission. Further, the 60-day timeline applicable for review commences from the date the Commission determines the petition to be administratively complete.

II. Finding Petition Incomplete and Deficient, and Providing Opportunity to Cure

Consistent with Commission Staff's recommendations, the petition is administratively incomplete. On or before **June 29, 2015**, Applicant shall amend the petition to cure the deficiencies identified by Commission Staff. Processing of the petition cannot proceed until the requested items are received and reviewed.

On or before **July 9, 2015**, Commission Staff shall file a supplemental recommendation regarding the administrative completeness of the amended petition along with a proposed procedural schedule.

SIGNED AT AUSTIN, TEXAS the 8th day of June 2015.

PUBLIC UTILITY COMMISSION OF TEXAS



STEPHANIE FRAZZELL
ADMINISTRATIVE LAW JUDGE