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APPLICATION OF CITY OF  
LUBBOCK TO AMEND A  
CERTIFICATE OF CONVENIENCE  
AND NECESSITY IN LUBBOCK  
COUNTY

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PUBLIC UTILITY COMMISSION  
FILING CLERK  
OF TEXAS

**ORDER NO. 3  
SECOND NOTICE FINDING APPLICATION INCOMPLETE AND DEFICIENT,  
ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE**

On August 24, 2015, in response to Order No. 2, the City of Lubbock (Applicant) amended its application to cure deficiencies identified by Public Utility Commission of Texas (Commission) Staff.

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

On September 30, 2015, Commission Staff commented on the amended application. Commission Staff has determined that the application is still deficient and not administratively complete because it contains material deficiencies, as specifically described in Commission Staff's September 30, 2015 filing and the attached memorandum of Patricia Garcia and Tracy Harbour, of the Commission's Water Utility Regulation Division. Pursuant to 16 Tex. Admin. Code § 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.

**II. Finding Amended Application Incomplete and Deficient,  
Providing Opportunity to Cure**

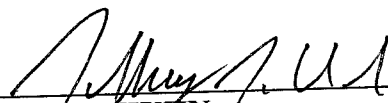
Commission Staff proposes Applicant be given until October 30, 2015 to address the deficiencies identified by Commission Staff. Consistent with Commission Staff's recommendation, the application remains administratively incomplete and deficient. On or before **October 30, 2015**, Applicant shall amend its application to cure the deficiencies noted by Staff. Processing of the application cannot proceed until the requested items are received and reviewed.

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

SIGNED AT AUSTIN, TEXAS the 1<sup>st</sup> day of October 2015.

PUBLIC UTILITY COMMISSION OF TEXAS

  
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JEFFREY J. HUHN  
ADMINISTRATIVE LAW JUDGE

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