



Control Number: 45369



Item Number: 6

Addendum StartPage: 0

DOCKET NO. 45369

RECEIVED

APPLICATION OF CITY OF  
COTTONWOOD SHORES TO  
AMEND ITS CERTIFICATES OF  
CONVENIENCE AND NECESSITY  
IN BURNET COUNTY

§  
§  
§  
§  
§

PUBLIC UTILITY COMMISSION

2015 DEC 22 PM 2: 52  
PUBLIC UTILITY COMMISSION  
OF TEXAS  
FILING CLERK

**ORDER NO. 2**  
**FINDING APPLICATION INCOMPLETE AND DEFICIENT,**  
**ESTABLISHING DEADLINES AND OPPORTUNITY TO CURE**

**I. Application**

On November 20, 2015, City of Cottonwood Shores (Cottonwood Shores) filed with the Public Utility Commission of Texas (Commission) an application to amend its water certificate of convenience and necessity No. 13185 in Burnet County.

**II. Staff Recommendation on Administrative Completeness of the Application**

On December 21, 2015, Commission Staff filed comments on the application. Commission Staff determined that the application is not administratively complete because it contains material deficiencies, as specifically described in the pleading and attached memorandum of Andrew Novak and Kristy Nguyen 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.

**III. Proposed Procedural Schedule**

Commission Staff proposes that Cottonwood Shores be given until January 22, 2016 to address the deficiencies identified by Commission Staff. Commission Staff proposes to file additional comments regarding completeness of the amended application, along with a proposed procedural schedule once the application is administratively complete.

6


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

Consistent with Commission Staff's recommendation, the application is found administratively incomplete and deficient. On or before **January 22, 2016**, Cottonwood Shores shall amend its application to cure the deficiencies noted by Commission Staff. Processing of the application cannot proceed until the requested items are received and reviewed.

On or before **February 19, 2016**, Commission Staff shall file additional comments regarding administrative completeness, along with a proposed procedural schedule if deemed administratively complete.

SIGNED AT AUSTIN, TEXAS the 22<sup>nd</sup> day of December 2015.

**PUBLIC UTILITY COMMISSION OF TEXAS**

  
**STEPHANIE FRAZZELL**  
**ADMINISTRATIVE LAW JUDGE**