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DOCKET NO. 45781

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APPLICATION OF CITY OF
PORTLAND TO AMEND ITS
CERTIFICATES OF CONVENIENCE
AND NECESSITY IN SAN PATRICIO
COUNTY

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PUBLIC UTILITY COMMISSION
OF TEXAS

2016 APR -4 2:13:12
PUBLIC UTILITY COMMISSION
FILING CLERK

**ORDER NO. 1
REQUIRING COMMENTS ON ADMINISTRATIVE COMPLETENESS AND NOTICE;
REQUESTING PROCEDURAL SCHEDULE, AND
ADDRESSING OTHER PROCEDURAL MATTERS**

I. Application

On March 29, 2016, the City of Portland (Portland) filed an application to amend its water certificate of convenience (CCN) No. 10541 and sewer CCN No. 20216 in San Patricio County. Recent annexations have extended the city boundaries whereby properties inside the city limits are not within the city's existing CCNs. The City of Portland seeks to amend its CCNs to expand its service area to include its entire city limits and areas in which they are either currently providing utility service or expect utility service to be desired in the near future.

**II. Requiring Comments on the Administrative Completeness of Application
and Proposed Notice**

On or before **April 29, 2016**, Commission Staff shall file comments on the administrative completeness of the application and proposed notice.¹ By **April 29, 2016**, the City of Portland and Commission Staff shall file comments/recommendation regarding how this petition should be processed and propose a procedural schedule. Notice of this application will appear in the April 15, 2016, issue of the *Texas Register*.

III. Discovery

Discovery may proceed informally; however, objections to Requests for Information (RFIs) must be filed and served within 10 days of receiving the RFI. Objections shall include a statement that negotiations were conducted diligently and in good faith. If the parties are unable

¹ 16 Tex. Admin. Code § 24.8(a) (TAC).

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to resolve a discovery dispute, a motion to compel a response to an RFI must be filed and served within five (5) working days of receipt of an objection. The motion to compel shall specify the grounds for the motion.

IV. Filings

Unless otherwise specified, an original and ten copies of documents relating to this proceeding must be filed with the Commission filing clerk according to 16 TAC § 22.71. A copy of each document filed with the Commission must also be served on all parties as provided in 16 TAC § 22.74. All filings can be accessed on the PUC Interchange, <http://interchange.puc.texas.gov>.

All parties shall provide their current addresses, telephone and facsimile numbers, if available, to all other parties and the Commission by filing and serving all parties with such information. Each party shall provide the Commission and all parties with updated address, telephone, and facsimile information if such information changes. The telephone and facsimile numbers will be placed on the service list for the convenience of the parties. Parties are responsible for updating their own service lists to reflect changed information and the addition of any other parties.

V. Ex Parte Communications

Pursuant to 16 TAC § 22.3(b)(2) *ex parte* communications with the administrative law judges and presiding officer (collectively, ALJs) are prohibited. Parties shall communicate with the ALJs only through written documents filed with the Commission's Filing Clerk and served on all parties. Questions concerning this order or any other order must be submitted in writing, filed with the Commission, and served on all parties of record.

SIGNED AT AUSTIN, TEXAS the 4th day of April 2016.

PUBLIC UTILITY COMMISSION OF TEXAS


STEPHANIE FRAZZELL
ADMINISTRATIVE LAW JUDGE