

Control Number: 45781



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DOCKET NO. 45781
SOAH DOCKET NO. 473-16-5010.WS

**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

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FILED PUBLIC UTILITY COMMISSION
FILED CLERK

COMMISSION STAFF'S CLARIFICATION REGARDING OPT-OUT

COMES NOW, Staff of the Public Utility Commission of Texas (Staff), representing the public interest, and files this clarification in response to Order No. 4:

On July 14, 2017, the Administrative Law Judge (ALJ) issued Order No. 4 directing the parties to file a clarification regarding Mr. McKamey's June 8, 2016 request to opt out of the proposed certificated expansion. Mr. McKamey's property is located north of CR 1612.¹ As a result of the settlement between the City of Portland (Portland), the City of Gregory, and Rincon Water Supply Corporation, Portland amended its proposed service area so that it no longer includes any territory north of CR 1612.² Consequently, Mr. McKamey's property is no longer affected by this application. The attached letter from the City of Portland attests to the same.

¹ Kenneth McKamey's letter to the Public Utility Commission of Texas (Jun. 8, 2016).

² Portland's letter to the ALJ, Ex. 2.


Dated: July 19, 2017

Respectfully Submitted,

**PUBLIC UTILITY COMMISSION OF
TEXAS LEGAL DIVISION**

Margaret Uhlig Pemberton
Division Director

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Managing Attorney




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CERTIFICATE OF SERVICE

I certify that a copy of this document will be served on all parties of record on July 19, 2017 in accordance with 16 TAC § 22.74.



Landon J. Lill



July 17, 2017

The Honorable Judge Irene Montelongo
Director, Docket Management
Public Utilities Commission of Texas
1701 N. Congress Avenue
PO BOX 13326
Austin, Texas 78711-3326

Re: PUC Docket 45781

Dear Judge Montelongo:

Pursuant to Order No. 4 of the above-referenced matter, the City of Portland has previously excluded Mr. McKamey's property from the proposed CCN map.

If you have any further questions regarding this matter, please contact me at 361-777-4516.

Sincerely,

A handwritten signature in black ink, appearing to read "B. DeLatte". The signature is fluid and cursive.

Brian R. DeLatte, P.E.
Assistant City Manager

CC: Landon Lill, Public Utilities Commission