



Control Number: 45897



Item Number: 2

Addendum StartPage: 0

RECEIVED

APPLICATION OF PUBLIC
UTILITIES BOARD OF THE CITY
OF BROWNSVILLE FOR AN
AMENDMENT TO CERTIFICATE
OF CONVENIENCE AND NECESSITY
FOR SERVICE AREA BOUNDARY
CHANGE IN CAMERON COUNTY

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PUBLIC UTILITY COMMISSION
OF TEXAS
PUBLIC UTILITY COMMISSION
FILING CLERK

APR 27 2016 PM 3:15

**ORDER NO. 1
REQUIRING COMMENTS ON SUFFICIENCY OF APPLICATION AND NOTICE;
ADDRESSING OTHER PROCEDURAL MATTERS;
ESTABLISHING PROCEDURAL SCHEDULE**

I. Application

On April 27, 2016, Public Utilities Board of the City of Brownsville (BPUB) filed with the Public Utility Commission of Texas (Commission) an application for a service area boundary change.

II. Requiring Comments on Sufficiency of Application

By **May 11, 2016**, Commission Staff shall file comments on the sufficiency of the application, the need for additional notice pursuant to 16 Texas Administrative Code § 22.52(a) (TAC), and whether the Commission should regard this case as a minor boundary change pursuant to 16 TAC § 25.101. Notice of this application will appear in the May 13, 2016, issue of the *Texas Register*.

III. Establishing Procedural Schedule

Pursuant to 16 TAC § 25.101(b)(1)(B), minor boundary changes or service area exceptions shall be approved administratively within 45 days of the filing of the application provided that qualifying factors are met. The following procedural schedule shall apply to this proceeding:



Deadline for Commission Staff's comments on sufficiency of application and notice	May 11, 2016
Publication of <i>Texas Register</i> notice	May 13, 2016
Deadline for intervention	May 20, 2016
Deadline to request referral to the State Office of Administrative Hearings for a hearing on the merits	May 26, 2016
<i>If Qualified for Informal Disposition:</i>	
Deadline for Commission Staff's recommendation on final disposition	May 27, 2016
Deadline for applicant to respond to Commission Staff's recommendation on final disposition	June 3, 2016
45-day administrative approval	June 13, 2016 ¹

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

V. Filing Requirements

16 TAC § 22.78 governs service of pleadings. Unless otherwise specified, responses or replies to any motion or other pleading shall be filed within five (5) working days after the date on which the motion or other pleading was received by the responding party. Failure to file a timely response will be considered acquiescence to the relief requested.

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,

¹ The 45th day from filing the application in this proceeding is June 11, 2016; however, the Commission is not open for business this day. Pursuant to 16 TAC § 22.4, the deadline is extended until the next day on which the Commission is open for business.

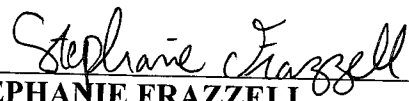
telephone, and facsimile information if such information changes. The telephone and facsimile numbers will be placed on the service list for the convenience of the parties. Parties are responsible for updating their own service lists to reflect changed information and the addition of any other parties.

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 under 16 TAC § 22.74.

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 2nd day of May 2016.

PUBLIC UTILITY COMMISSION OF TEXAS



STEPHANIE FRAZZELL
ADMINISTRATIVE LAW JUDGE